

CHAPTER 31
BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS

Authority

N.J.S.A. 45:5A-6.

Source and Effective Date

R.2002 d.164, effective May 2, 2002.
See: 33 N.J.R. 3404(a), 34 N.J.R. 1932(b).

Chapter Expiration Date

Chapter 31, Board of Examiners of Electrical Contractors, expires on May 2, 2007.

Chapter Historical Note

Chapter 31, Board of Examiners of Electrical Contractors, was adopted and became effective prior to September 1, 1969.

Subchapter 2, Forms, containing a section on a uniform penalty letter was repealed by R.1981 d.372, effective October 8, 1981. See: 13 N.J.R. 442(b), 13 N.J.R. 707(d).

Pursuant to Executive Order No. 66(1978), Chapter 31, Board of Examiners of Electrical Contractors, was readopted as R.1987 d.44, effective December 12, 1986. See: 18 N.J.R. 2113(d), 19 N.J.R. 137(a).

Pursuant to Executive Order No. 66(1978), Chapter 31, Board of Examiners of Electrical Contractors, was readopted as R.1991 d.596, effective November 20, 1991. See: 23 N.J.R. 2917(a), 23 N.J.R. 3762(a).

Pursuant to Executive Order No. 66(1978), Chapter 31, Board of Examiners of Electrical Contractors, was readopted as R.1996 d.559, effective November 6, 1996. See: 28 N.J.R. 4163(a), 28 N.J.R. 5077(b).

Chapter 31, Board of Examiners of Electrical Contractors, was readopted as R.2002 d.164, effective May 2, 2002. See: Source and Effective Date. See, also, section annotations.

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SUBCHAPTER 1. GENERAL RULES AND REGULATIONS

13:31-1.1 Board meetings; quorum

(a) Regular Board meetings shall be held in accordance with a schedule that is published yearly and filed with the Secretary of State.

(b) Special meetings may be held at the request of a Board member or called by the Chairman with publication of appropriate notice pursuant to the requirements of the Open Public Meetings Act.

(c) A majority of the voting members of the Board shall constitute a quorum thereof and no action of the Board shall be taken except on the affirmative vote of a majority of the members of the entire Board.

(d) In the absence of the chairman, members shall select one of the members attending the meeting to serve as chairman for that meeting.

Amended by R.1987 d.44, effective January 5, 1987.
See: 18 N.J.R. 2113(d), 19 N.J.R. 137(a).

Old text deleted and new text substituted.

13:31-1.2 Definitions

The following words and terms, when used in this chapter, shall have the following meanings, unless the context clearly indicates otherwise:

“Act” means the Electrical Contractor Licensing Act of 1962, P.L. 1962, c.162, N.J.S.A. 45:5A-1 et seq.

“Apprentice” means a person who is enrolled in a four-year apprenticeship program approved by both a Federal agency and a Federally certified state agency.

“Board” means the Board of Examiners of Electrical Contractors established pursuant to N.J.S.A. 45:5A-3.

“Business permit holder” means an electrical contractor who has obtained a business permit pursuant to N.J.S.A. 45:5A-9.

“Licensee” means a person who has satisfied the requirements of N.J.A.C. 13:31-2.1 and 2.2 and has been

issued a license as an electrical contractor by the Board pursuant to N.J.S.A. 45:5A-9.

“Minor repair work” shall include, without limitation, the replacement of lamps and fuses operating at less than 150 volts to ground with like or similar lamps or fuses.

“Qualified journeyman electrician” means:

1. A person who has a current license to practice electrical contracting issued by the Board;

2. A person who has acquired 8,000 hours of practical hands-on experience working with tools in the installation, alteration or repair of wiring for electric light, heat or power and who has had a minimum of 576 classroom hours of instruction in the installation, alteration or repair of wiring for electric light, heat or power. “Practical hands-on experience,” as used in this definition, does not include time spent supervising, engaging in the practice of engineering, estimating or performing other managerial tasks; or

3. A person who can demonstrate that he or she has gathered the required experience through alternative means.

“Qualifying licensee” means a licensee who has satisfied the requirements of N.J.A.C. 13:31-2.1 and 2.2 and whose license qualifies a business permit holder to engage in the business of electrical contracting in the State of New Jersey.

“Regular employee” as used in N.J.S.A. 45:5A-18(l) means an individual who receives a regular salary for the performance of functions which include those associated with the installation, repair and maintenance of electrical work for the State, county, municipality, or school district which occupies the premises on which such work is done.

Amended by R.1987 d.44, effective January 5, 1987.

See: 18 N.J.R. 2113(d), 19 N.J.R. 137(a).

Deleted text “, existing wall swatches ... existing incandescent fixtures.” and added “operating at less ...”.

Amended by R.1991 d.596, effective December 16, 1991.

See: 23 N.J.R. 2917(a), 23 N.J.R. 3762(a).

Corrected error.

Amended by R.1992 d.66, effective February 3, 1992.

See: 23 N.J.R. 979(a), 24 N.J.R. 471(b).

Section revised.

Amended by R.1998 d.543, effective November 16, 1998.

See: 30 N.J.R. 2351(a), 30 N.J.R. 4057(a).

In (b), substituted “Qualified” for “The term qualified” at the beginning of the introductory paragraph and added 3.

Amended by R.1999 d.244, effective August 2, 1999.

See: 30 N.J.R. 4112(a), 31 N.J.R. 2222(b).

Added (c).

Recodified from N.J.A.C. 13:31-1.4 by R.2002 d.164, effective June 3, 2002.

See: 33 N.J.R. 3404(a), 34 N.J.R. 1932(b).

Former N.J.A.C. 13:31-1.2, Qualification of applicants, recodified to N.J.A.C. 13:31-2.1.

Repeal and New Rule, R.2004 d.190, effective May 17, 2004.

See: 35 N.J.R. 3438(a), 36 N.J.R. 2533(a).
Section was “Definitions”.

13:31-1.3 Bonds

An action may be maintained on the bond required by N.J.S.A. 45:5A-19 by any person injured, aggrieved or damaged through the failure of the obligor to perform the duties prescribed for electrical contractors under the provisions of N.J.S.A. 45:5A-1, et seq. or any rule of the Board.

Recodified from N.J.A.C. 13:31-1.5 by R.2002 d.164, effective June 3, 2002.

See: 33 N.J.R. 3404(a), 34 N.J.R. 1932(b).

Former N.J.A.C. 13:31-1.3, Examinations, recodified to N.J.A.C. 13:31-2.2.

Case Notes

Ordinance regulating building contractors invalidated as too vague and imprecise; eligibility for financial benefits of bond. *New Jersey Builders Ass'n v. Mayor and Tp. Council, Tp. of East Brunswick*, 60 N.J. 222, 287 A.2d 725 (1972).

13:31-1.4 Compliance with laws

Electrical contractors and business permit holders shall comply with all general and special Federal, State and municipal laws, ordinances and regulations pertaining to the business of electrical contracting and those employed or engaged therein. Violations of any such Federal, State and municipal laws, ordinances and regulations may be deemed occupational misconduct within the meaning of N.J.S.A. 45:1-21(e) and may subject a licensee to disciplinary action as set forth at N.J.S.A. 45:1-21 et seq.

Recodified from N.J.A.C. 13:31-1.6 and amended by R.2002 d.164, effective June 3, 2002.

See: 33 N.J.R. 3404(a), 34 N.J.R. 1932(b).

Rewrote section. Former N.J.A.C. 13:31-1.4, Definitions, recodified to N.J.A.C. 13:31-1.2.

13:31-1.5 Identification of licensees, permittees and qualified journeyman electricians; vehicles; stationery; advertising

(a) All commercial vehicles utilized in the practice of licensed electrical contracting shall be visibly marked on both sides with the following information:

1. The name of the licensed electrical contractor in lettering at least three inches in height;

2. The words “Electrical Contractor license number” or “Electrical Contractor Lic. #” followed by the license number of the qualifying licensee and the words “Electrical Contractor business permit number” or “Electrical Contractor Bus. Permit #” followed by the business permit number of the business permit holder in lettering at least three inches in height; and