

New Rule, R.2003 d.87, effective March 3, 2003.  
See: 34 N.J.R. 1622(a), 35 N.J.R. 1269(b).

#### SUBCHAPTER 4. LICENSURE EXEMPTIONS

##### 13:31-4.1 Limited telecommunications wiring exemption

(a) Pursuant to N.J.S.A. 45:5A-18, the Board may grant an exemption from the license and business permit requirements of N.J.S.A. 45:5A-9(a) to a business engaged in telecommunications wiring.

(b) For purposes of this subsection, "telecommunications wiring" means wiring within a premises, either inside or outside a building for voice and/or data transmission at voltage(s) compatible with the system being installed and connected to an FCC recognized communication network at the point of connection provided by the public utility providing communication services to the customer. It shall also include the interconnection of data wiring between computers and/or terminals.

(c) An applicant for a telecommunications wiring exemption shall provide the following to the Board:

1. The full name and address of the applicant together with the nature of the business entity (for example, corporation, partnership or individual proprietorship) and the names and addresses of the owners, partners and/or officers of the entity;

2. A certification that the applicant is familiar with and is in full compliance with Part 68 of the Federal Communications Commission regulations (47 C.F.R. section 68.1 et seq.) concerning installation of telecommunications wiring and any other applicable Federal regulations;

3. A certification that the applicant is familiar with and will comply with applicable National Electrical Code requirements, including, but not limited to, Article 800 (communication circuits) and the State Uniform Construction Code Act, N.J.S.A. 52:27D-119 et seq., and its implementing rules set forth in the Uniform Construction Code, N.J.A.C. 5:23, and that the applicant will be responsible for obtaining any required local permits and inspections for all work;

4. A certification that the applicant shall not perform the following work unless or until an electrical contractor's business permit is obtained from the Board:

i. Wiring defined by the National Electrical Code as service conductors (the conductors from the service point to the service disconnecting means), feeder (all circuit conductors between the service equipment, the source of a separately derived system, or other power supply source and the final branch-circuit overcurrent device), and branch circuit (the circuit conductors between the final overcurrent device protecting the circuit

and the outlets(s)). Wiring between power supplies integral with telecommunication equipment and the telecommunication equipment is not intended to be prohibited.

ii. Telecommunications wiring from telecommunications equipment to power operated controlled equipment; or

iii. Installation of work in hazardous/classified areas as defined by Article 500 of the National Electrical Code. Classified areas are those in which hazardous liquids, vapors, gases, dusts and fiber are normally present (Division 1 locations) or may be present due to maintenance or equipment malfunction (Division 2 locations); and

5. A certification that the business shall not subcontract telecommunications wiring work to a person or business entity not having a business permit or a telecommunications wiring exemption issued by the Board.

(d) The application shall be accompanied by a processing fee as set forth in N.J.A.C. 13:31-1.6.

(e) The Board may require a personal interview with the applicant.

(f) If the applicant meets Board requirements for exemption set forth in this subsection, the Board shall issue a letter and an identification card designating the business as exempt.

(g) The exempt entity shall notify the Board in writing of any change of address within 10 days of the address change.

(h) The exempt entity shall notify the Board in writing of any change in name, ownership or form of ownership within 30 days of such change.

(i) After an opportunity to be heard pursuant to the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq., a telecommunications wiring exemption may be revoked on a showing that the exempt entity has engaged in the unlicensed practice of electrical contracting involving non-exempt electrical work; or that the exempt entity has a history of failure to pass local inspections or to obtain required permits; or for any reason which may serve as a basis to suspend, revoke or deny a license to engage in electrical contracting as more particularly set forth in N.J.S.A. 45:1-21 et seq.

(j) Nothing in this section shall preclude a licensed electrical contractor from performing telecommunications wiring.

New Rule, R.1993 d.93, effective February 16, 1993.

See: 24 N.J.R. 339(a), 25 N.J.R. 705(a).

Recodified from N.J.A.C. 13:31-1.17 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 (c)4i; in (d), revised N.J.A.C. reference.

Amended by R.2007 d.301, effective September 17, 2007.

See: 39 N.J.R. 1632(a), 39 N.J.R. 3940(a).

In (c)3, substituted "State Uniform Construction Code Act, N.J.S.A. 52:27D-119 et seq., and its implementing rules set forth in the Uniform

Construction Code, N.J.A.C. 5:23," for "regulations of the New Jersey Department of Community Affairs".

### 13:31-4.2 Limited well drillers or pump installers exemption

(a) Well drillers or pump installers licensed pursuant to N.J.S.A. 58:4A-4.1 et seq., are exempt from the license and business permit requirements of N.J.S.A. 45:5A-9(a) for work involving the installation, servicing, or maintenance of well or water pumps.

1. Such work includes any exterior wiring from the well or water pump to the outside of the building and any interior wiring from the exterior wall terminating at the load side terminals of the pump controller, pressure switch or disconnecting means for the pump which must be no more than 10 feet from the point where the exterior wiring enters the building.

2. Nothing in this section shall be deemed to exempt such work from permits and inspections required by the State Uniform Construction Code Act, N.J.S.A. 52:27D-119 et seq. and its implementing rules set forth in the Uniform Construction Code, N.J.A.C. 5:23.

New Rule, R.1998 d.543, effective November 16, 1998.  
See: 30 N.J.R. 2351(a), 30 N.J.R. 4057(a).  
Recodified from N.J.A.C. 13:31-1.18 by R.2002 d.164, effective June 3, 2002.  
See: 33 N.J.R. 3404(a), 34 N.J.R. 1932(b).  
Amended by R.2007 d.301, effective September 17, 2007.  
See: 39 N.J.R. 1632(a), 39 N.J.R. 3940(a).  
In (a)2, substituted "N.J.S.A. 52:27D-119 et seq. and its implementing rules set forth in the Uniform Construction Code, N.J.A.C. 5:23" for "P.L. 1975, c.217 (N.J.S.A. 52:27D-119 et seq.) or rules adopted pursuant thereto".

### 13:31-4.3 Testing, servicing or repairing of electrical equipment or apparatus exemption

(a) For purposes of this section, the following words and terms shall have the following meanings, unless the context clearly indicates otherwise:

"Ballast" means a component of an electric-discharge lamp used to obtain the necessary circuit conditions for starting and operating the electric-discharge lamp.

"Branch circuit" means the circuit conductor between the final overcurrent device protecting the circuit and the outlet(s).

"Electrical equipment or apparatus" means utilization equipment, other than electric signs, that are connected to a branch circuit.

"Servicing or repairing" means restoration or improvement of electrical equipment or apparatus by replacing a component of the electrical equipment or apparatus that is worn or broken such that the electrical equipment or apparatus, once serviced or repaired, conforms to the manufacturer's original

specifications. "Servicing or repairing" shall not be construed to permit the replacement of ballasts.

"Testing" means procedures used to determine proper operation of electric equipment or apparatus or to isolate non-functioning components of such equipment or apparatus.

"Utilization equipment" means equipment that utilizes electric energy for electronic, electromechanical, chemical, heating, lighting or similar purpose.

(b) Pursuant to N.J.S.A. 45:5A-18(c), testing, servicing or repairing of electrical equipment or apparatus, consistent with the provisions of this section, shall be exempt from the license and business permit requirements of N.J.S.A. 45:5A-9(a).

New Rule, R.2004 d.417, effective November 1, 2004.  
See: 35 N.J.R. 4818(a), 36 N.J.R. 4983(a).

## SUBCHAPTER 5. QUALIFIED JOURNEYMAN ELECTRICIANS

### 13:31-5.1 Registration as qualified journeyman electrician

(a) A person shall register as a qualified journeyman electrician by December 15, 2009, in order to engage in the activities set forth in N.J.S.A. 45:5A-18(k), and, if the person is not a licensee, in order to supervise the performance of electrical work pursuant to N.J.A.C. 13:31-3.4. In order to register as a qualified journeyman electrician, an applicant shall submit the registration fee set forth at N.J.A.C. 13:31-1.6 and shall submit a completed application that establishes that the applicant:

1. Holds a current valid active license to practice electrical contracting issued by the Board;
2. Has acquired 8,000 hours of practical 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 related instruction. The requirement of practical experience shall not include time spent in supervising, engineering, estimating and other managerial tasks. At least 4,000 hours of the practical experience shall have been obtained within five years of the date of application; or
3. Can demonstrate to the satisfaction of the Board that he or she has gathered the required experience through alternative means.

(b) Any person who holds a qualified journeyman registration identification card issued by the Board pursuant to N.J.A.C. 13:31-1.5(f) on December 15, 2008, shall be deemed to be qualified under (a) above but shall re-register by December 15, 2009, in order to continue to perform the functions of a qualified journeyman electrician. A previously

issued identification card shall be valid until December 15, 2009. Upon registration as a qualified journeyman electrician, the identification card previously issued shall automatically expire and such person shall be subject to the requirements of N.J.A.C. 13:31-5.2 through 5.5.

### **13:31-5.2 Registration renewal; suspension; reinstatement**

(a) A qualified journeyman electrician shall renew his or her certificate of registration for a period of three years from the last expiration date. The qualified journeyman electrician shall remit a renewal application to the Board, along with the renewal fee set forth in N.J.A.C. 13:31-1.6, prior to the date of registration expiration. A qualified journeyman electrician who submits a renewal application within 30 days following the date of registration expiration shall submit the renewal fee, as well as the late fee set forth in N.J.A.C. 13:31-1.6. A qualified journeyman electrician who fails to submit a renewal application within 30 days of registration expiration shall have his or her certificate of registration suspended without a hearing.

(b) A qualified journeyman electrician who has had his or her certificate of registration suspended pursuant to (a) above may apply to the Board for reinstatement within five years following the date of certificate of registration expiration. A qualified journeyman electrician applying for reinstatement shall submit a renewal application, all past delinquent renewal fees and the reinstatement fee set forth in N.J.A.C. 13:31-1.6, as well as evidence of having completed all continuing education credits, consistent with the requirements set forth in N.J.A.C. 13:31-5.4, for the current triennial registration period within three years prior to the date of application for reinstatement.

### **13:31-5.3 Inactive registration status**

A qualified journeyman electrician may, upon application to the Board, renew his or her certificate of registration by choosing inactive status. A qualified journeyman electrician electing to renew his or her certificate of registration as inactive shall not perform or supervise electrical work as provided in N.J.S.A. 45:5A-18(k) and N.J.A.C. 13:31-3.4 for the entire triennial registration period. An inactive registrant may resume the practice of electrical work consistent with the provisions of N.J.S.A. 45:5A-18(k) and N.J.A.C. 13:31-3.4, upon submission of an application to the Board, which shall include evidence of having completed the continuing education requirements, set forth in N.J.A.C. 13:31-5.4, for the current triennial registration period within three years prior to the date of application for return to active status.

### **13:31-5.4 Continuing education requirements**

(a) Upon triennial registration renewal, a qualified journeyman electrician shall attest that he or she has completed 10 credit hours of continuing education on the most recent edition of the National Electrical Code. Falsification of any

information submitted on the registration renewal application may require an appearance before the Board and may subject the registrant to disciplinary action as set forth in N.J.S.A. 45:1-21 et seq. Falsification of any information submitted on the registration renewal application by a qualified journeyman electrician who is also a licensed electrical contractor may also result in the suspension or revocation of his or her electrical contracting license. A licensed electrical contractor who satisfies the requirements of N.J.A.C. 13:31-1.7 shall be deemed to have satisfied the requirements of this section.

(b) Any continuing education credits completed by the qualified journeyman electrician in compliance with an order or directive from the Board as set forth in (g) below shall not be used to satisfy the minimum continuing education requirements of this section.

(c) One credit of continuing education shall be granted for each hour of attendance at programs or courses approved by the Board pursuant to N.J.A.C. 13:31-1.7(d)1, consistent with the following requirements:

1. Credit shall not be granted for programs or courses that are less than one instructional hour long;
2. Credit shall not be granted for more than eight instructional hours obtained in one day; and
3. Completion of an entire program or course or segment of program or course instruction shall be required in order to receive any continuing education credit.

(d) The Board shall perform audits on randomly selected qualified journeyman electricians or upon any qualified journeyman electrician who is the subject of a complaint received by the Board or who is the subject of any Board investigation to determine compliance with continuing education requirements. A qualified journeyman electrician shall maintain a certificate of completion from the sponsor for a period of six years after completion of the continuing education credits and shall submit such documentation to the Board upon request.

(e) All sponsors of continuing education programs or courses shall comply with the requirements set forth in N.J.A.C. 13:31-1.7(h) and (i).

(f) The Board may waive the continuing education requirements of this section on an individual basis for reasons of hardship, such as severe illness, disability, or military service, or for retirement of the certificate of registration as provided in N.J.A.C. 13:31-5.3.

1. A qualified journeyman electrician seeking a waiver of the continuing education requirements shall apply to the Board in writing at least 90 days prior to registration renewal and set forth in specific detail the reasons for requesting the waiver. The qualified journeyman electrician shall provide the Board with such supplemental materials as will support the request for waiver.

2. A waiver of continuing education requirements granted pursuant to this subsection shall only be effective for the triennial period in which such waiver is granted. If the condition(s) which necessitated the waiver persist(s) into the next triennial period, a qualified journeyman electrician shall apply to the Board for the renewal of such waiver for the new triennial period.

(g) The Board may direct or order a qualified journeyman electrician to complete continuing education credits:

1. As part of a disciplinary or remedial measure in addition to the required 10 hours of continuing education credit; or

2. To correct a deficiency in the qualified journeyman electrician's continuing education requirements.

#### **13:31-5.5 Board register of applications**

(a) The Board shall maintain a register of all applicants who apply for registration as qualified journeyman electricians pursuant to N.J.A.C. 13:31-5.1. The register shall contain the following information:

1. The name, address, telephone number, and age of the applicant;
2. The date of the application;
3. The place of business of the applicant, if applicable;
4. Whether the applicant was accepted or rejected, and in the case of a rejection, the reasons for the rejection;
5. The registration number issued to accepted applicants; and
6. The date of Board action on the application.