

Laws
Of
Rockland County

State of New York



Chapter 250

Relating to

Licensing of
Master Electricians
in the County of Rockland

County of Rockland
Board of Electrical Examiners
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**ELECTRICIANS
CHAPTER 250**

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**LOCAL LAW NO. 8 OF 2007
COUNTY OF ROCKLAND
STATE OF NEW YORK**

A local law amending local law number 11 of 1967 as amended by local law number 16 of 1967, local law number 5 of 1968, local law number 2 of 1983, local law number 2 of 1996, local law number 5 of 2000, and local law number 3 of 2005, (chapter 250 of the laws of Rockland county) relating to the licensing of master electricians in Rockland county.

Be it enacted by the legislature of the county of Rockland as follows:

Section 1.

Local law number 11 of 1967 as amended by local law number 16 of 1967, local law number 5 of 1968, local law number 2 of 1983, local law number 2 of 1996, local law number 5 of 2000, and local law number 3 of 2005, (chapter 250 of the laws of Rockland county) relating to the licensing of electrical contractors in Rockland county is amended as follows:

250-1. Legislative intent.

The legislature of the county of Rockland hereby finds that there is a danger to life and property inherent in the use of electrical energy, that the loss of life and property can be caused by the defective installation and repair of electrical wiring and that such loss of life and property can be prevented if the installation and repair of electrical wiring is undertaken by persons with experienced training in the business of installing, altering or repairing wiring and appliances for electric light, heat, power or signaling systems.

250-2. Definitions.

For the purpose of this chapter, unless otherwise indicated by the context, the following terms shall have the meanings indicated:

BOARD – The board of electrical examiners created by this chapter.

ELECTRICAL CONTRACTOR – Includes any person, partnership, limited partnership, limited liability company, or corporation which engages in or carries on the business of installing, erecting, altering or repairing, for the public at large, electrical wiring, apparatus, fixtures, devices, appliances and equipment utilized or designed for the utilization of electricity for light, heat or power purposes or for signaling systems operating on fifty (50) volts or more under the supervision of a master electrician.

MASTER ELECTRICIAN – A person who has met all the requirements of the board of electrical examiners including a passing grade on the master electrician exam.

PERSON – An individual.

SECRETARY – An employee of the board of electrical examiners.

SHELVE – The voluntary placement by an individual of his county of Rockland master electrician license in an inactive status. An individual with a shelved license shall be unlicensed. This individual shall not maintain, conduct, operate, advertise, engage in or transact a business as a master electrician in the county of Rockland.

SUPERVISOR OF WORK – A master electrician (1) who is an electrical contractor, or (2) who is a partner in a partnership that is an electrical contractor, or a general partner in a limited partnership that is an electrical contractor, or a managing member of a limited liability company that is an electrical contractor, or an officer of a corporation that is an electrical contractor, or (3) who is a bona fide employee of such electrical contractor. The electrical contractor shall be liable with respect to all actions taken by such partner, general partner, managing member, officer, or employee.

250-3. License required.

On or after the effective date of this chapter, no person shall engage in, carry on or conduct the business of an electrical contractor within the county of Rockland unless licensed therefor pursuant to this chapter or unless employed by a person so licensed. On or after the effective date of this chapter, no partnership, limited partnership, limited liability company, or corporation shall engage in, carry on, or conduct the business of an electrical contractor within the county of Rockland unless it is specified as the "holder of the license" of a master electrician pursuant to section 250-9 of this chapter; in the case of a partnership, the partnership shall be evidenced by a written partnership agreement. On or after the effective date of this chapter, no persons or other entities may participate in a joint venture involving the business of an electrical contractor in Rockland county unless each participant in the joint venture is, pursuant to this chapter, licensed or specified as a holder of a license.

250-4. Board of Electrical Examiners.

- A. There is hereby created a board of electrical examiners consisting of eleven (11) members, hereinafter referred to as the "board." The members of such board shall be residents of the county and shall be appointed by the county executive subject to confirmation by the county legislature, and shall serve at the pleasure of the county executive. The members so appointed, shall be persons with experienced training in the field of electrical installations.
- B. The membership of the board shall at all times provide for representation by at least two (2) residents of each of the several towns in Rockland county, exclusive of the legislative member.
- C. The chairman of the legislature of the county of Rockland shall designate a member of the board of examiners to act as chairman thereof, or, on failure so to do, the board shall elect a chairman from its own members.
- D. A majority of the board shall constitute a quorum for the transaction of business.
- E. Compensation to be paid to the members of the board of examiners, if any, shall be determined by the county legislature.

250-5. Powers and duties of board.

The board shall have the following powers and duties in addition to those elsewhere prescribed in this chapter:

- A. To hold meetings at the call of the chairman and at such other times as the board may determine when necessary or desirable for the efficient discharge of the business of the board. All meetings of such board shall be open to the public. Such board shall keep minutes of its proceedings, showing the vote of each member upon every question or, if absent or failing to vote, indicating such fact and shall also keep records of its examinations and other official actions. Every rule, regulation, every amendment or repeal thereof and every decision or determination of the board shall immediately be filed in the office of the clerk to the legislature of the county of Rockland and shall be a public record.
- B. To examine into the qualifications and fitness of applicants for licenses under this chapter.
- C. To grant and issue licenses as master electricians to applicants possessing the requisite qualifications. Licenses shall be signed by the chairman and secretary of the board.
- D. To suspend or revoke licenses for cause as prescribed herein.
- E. To keep records of all its meetings and proceedings and of all licenses issued, suspended or revoked by it and to make such records available for public inspections, the same to be filed in the office of the clerk to the legislature of the county of Rockland.
- F. To adopt rules and regulations in respect to procedure before it and in respect to any subject matter over which it has jurisdiction under this chapter or any other law, after a public hearing by the board and subject to the approval of the legislature of Rockland county. Upon adoption and approval of such rules and regulations, they shall be duly filed with the clerk of the legislature of Rockland county.

- G. The board shall employ experts, clerks and a secretary, subject to the appropriations that may be made therefor by the Rockland county legislature. Said employees shall report to the director of weights and measures on a day to day operational basis. The Rockland county legislature is hereby authorized and empowered to make such appropriation as it may see fit for such expenses; the amount of the appropriation shall be the estimated charges and expenses, less fees, if any, collected pursuant to the licensing required by this chapter.

250-6. Licenses; term; renewal; fees.

- A. The board may issue and renew a master electrician's license. Such license shall permit the licensee to engage in the business of electrical contractor or as an employee or partner or officer of an electrical contracting business within the county of Rockland for the period of one (1) year from the date on which it was issued. A master electrician will only be entitled to possess one (1) valid master electrician's license pursuant to this chapter for any given year. A master electrician shall supply the board with a passport photograph every year at the time of and as a condition of the renewal the master electrician's license. The board shall issue each master electrician a new identification card every three years.
- B. The fee for such license shall be set forth in the rules and regulations.
- C. Each licensed master electrician shall receive from the board one (1) decal with his license without charge. Additional decals may be purchased for a fee to be set forth in the rules and regulations. Every electrical van, truck, utility body, bucket truck, or other vehicle used in any form of electrical contracting activity shall at all times have affixed to its back bumper a decal, which shall be so affixed immediately upon receipt from the board.
- D. There shall be an application fee which shall be set forth in the rules and regulations for administration of tests required by the board for persons seeking permission to do electrical work on non-attached personally owned primary residences.
- E. Every electrical van, truck, utility body, bucket truck, or other vehicle used in any form of electrical contracting activity shall at all times also have affixed to each side a sign bearing the full name of the business and either the full address or full telephone number of the business. Sign lettering and numbering shall be at least three inches (3") in height.

250-7. Application for licenses and certificates.

- A. Every person desiring a license as a master electrician under this chapter shall make application therefor to the board in such form and detail as the board may prescribe and shall be accompanied by the required fee set forth in the rules and regulations. Such application shall state, among other things, the name and address of the applicant who will take the examination for the license and who will act as supervisor of the work to be done under the license, if granted.
- B. Every master electrician desiring certificate as an electrical contractor under this chapter shall make application therefore to the board in such form and detail as the board may prescribe and shall be accompanied by the required fee set forth in the rules and regulations. Such application shall state, among other things, the name, address and license number of the supervisor of work who shall be a county of Rockland licensed master electrician.

250-8. Examinations; requirements; exception.

- A. Examinations shall be in writing. A complete record of every examination given shall be kept on file until three (3) years after the date of the examination. Examinations shall be held at such times and places as the board may fix.
- B. The applicant shall present himself for examination at the time and place specified in a notice to be given by the board.
- C. An applicant who has failed in his first examination shall not be eligible for reexamination until the next regularly scheduled exam. One who fails twice or more shall not be eligible for further reexamination until at least six (6) months have elapsed from the date of such second or subsequent failure.

D. No license for a master electrician shall be granted and held by any person unless he shall prove to the satisfaction of the board that he is a competent electrician and qualified to do electrical contracting, construction and installation work and electrical wiring; has a working knowledge of electricity and the natural laws, properties and functions of electricity and of appliances, apparatus, materials, devices for electric light, heat, power and signaling systems used and required in such work, combined with a practical working knowledge of the requirements and provisions of the National Electrical Code and a knowledge of the provisions of this chapter and the rules and regulation of the board and the laws of the state, if any, and of the county of Rockland for installation of electrical wiring, devices, appliances and equipment and of the provisions thereof requiring permits therefor; provided, however, that any person applying therefor within one (1) year after the effective date of this chapter shall have been continuously engaged in the business and work of a master electrician in the county of Rockland for a period of two (2) years or more preceding such date shall, upon proof thereof to the satisfaction of the board, be deemed fit and qualified to receive a license hereunder without further examination, upon payment of the fee prescribed therefor by this chapter.

250-9. Nontransferability of license; designation and termination of supervisor; name change; display of license.

A. No license issued hereunder shall be assignable or transferable.

B. Each electrical contractor's certificate issued hereunder shall specify the name and street address or post office address of the person, partnership, limited partnership, limited liability company, or corporation, who or which shall be known as the "holder of the license". There shall be only one "holder of the license" with respect to any license at any given time. The certificate of an electrical contractor shall specify the name and street address or post office address of the person who is the master electrician, and such person shall be designated in the electrical contractor's certificate as the supervisor of work with respect to all electrical contracting business engaged in or carried on by the electrical contractor named as "holder of the license". It shall be the affirmative duty of every applicant for a license, every master electrician, and every "holder of the license" to notify the board of any change of his or its address or post office box number, in writing and within fifteen (15) calendar days after such change. Service of official notices and communications upon the applicant, master electrician, or "holder of the license", as the case may be, by first class mail to such street address or post office address shall be considered sufficient for all purposes under this chapter.

C. In the event that the supervisor of work ceases to be a partner in a partnership that is an electrical contractor, or a general partner in a limited partnership that is an electrical contractor, or a managing member of a limited liability company that is an electrical contractor, or an officer of a corporation that is an electrical contractor, or a bona fide employee of such electrical contractor, or in the event that the electrical contractor ceases to be liable with respect to all actions taken by such partner, general partner, managing member, officer, or employee, the supervisor of work shall notify the board of such fact forthwith and upon notification the license holder shall no longer be a "holder of the license" of the supervisor of work and shall no longer be permitted to engage in or carry on the business of an electrical contractor pursuant to this chapter.

D. The application fee for the certificate of an electrical contractor shall be set forth in the rules and regulations.

E. All licenses and certificates shall be numbered in the order in which they are issued and shall be in such form and of such color and shall contain such information as may be prescribed by the board.

F. Each license and certificate shall at all times be kept conspicuously displayed in the place of business of the licensee.

250-10. Refusal, suspension or revocation of license and/or certificate.

A. A master electrician license and/or electrical contractor certificate may be refused, suspended or revoked by the board for any one (1) or more of the following causes:

1. Fraud, misrepresentation or bribery in securing a license.
2. The making of any false statement as to material matter in any application for a license or name change.
3. License holder and/or electrical contractor having been convicted of a felony involving another person or property.
4. The business transactions of the master electrician and/or electrical contractor have been marked by a practice of failure to perform its contracts or the fraudulent manipulation of assets or accounts.

5. Failure to display the license sticker which is issued by the county of Rockland.

6. Violation of any provision of this chapter or of any rule or regulation adopted hereunder or any other law or ordinance pertaining to electricians.

7. Maintaining, conducting, operating, advertising, engaging in or transacting a business as a master electrician in the county of Rockland with a shelved license.

8. Employing an unlicensed subcontractor or subcontractors to perform electrical work or any combination thereof in the county of Rockland.

9. Failure to renew master electrician license on or before expiration date.

10. Filing for electrical contracting work which the contractor did not contract to perform, or taking over and filing through an authorized electrical inspection and certification company for electrical contracting work begun by a person not licensed pursuant to this chapter.

B. Prior to the revocation or suspension of a master electrician license, the licensee shall receive, in writing, all the particulars of the alleged violation and shall have an opportunity to present his defense at a public hearing either in person or by his attorney.

250-11. Prohibited acts.

A. The following acts are prohibited.

(1) Abandonment or willful failure to perform, without justification, any electrical contract or project engaged in or undertaken by a contractor, or willful deviation from or disregard of plans or specifications in any material respect without the consent of the owner.

(2) Making any substantial misrepresentation and/or making any false promise likely to influence, persuade or induce the procurement of an electrical contract.

(3) Any fraud in the execution of or in the material alteration of any contract, mortgage, promissory note or other document incident to an electrical transaction.

(4) Directly or indirectly publishing any advertisement relating to electrical work which contains an assertion, representation or statement of fact which is false, deceptive or misleading, or any means of advertising or purporting to offer the general public any electrical work with the intent not to accept contracts for the particular work or the price which is advertised or offered to the public.

(5) Willful failure to notify the board of any change or control in ownership, management, business name, location or person whose qualifications were the subject of review and approval by the board as designee of a contractor.

(6) Willful failure to comply with any order, demand or requirement made by the board pursuant to provisions of this chapter.

B. No person shall advertise or hold themselves out as being qualified to perform as a master electrician as defined in this chapter, in Rockland county unless licensed as herein provided, and the license number shall appear in all such advertising.

250-12. Appeals.

A. Any person aggrieved by the action of the board in refusing to issue a license or renewal thereof or shelving of a license or renewal thereof or reactivation of a shelved license or suspending or revoking a license or making any decision or determination may take an appeal therefrom to the legislature within thirty (30) days after the same has been filed with the clerk of the legislature as required herein. Such appeal shall be taken by filing with the board and the legislature a notice of appeal, specifying the grounds therefor.

B. The board shall forthwith transmit to the legislature all the papers constituting the record upon which the action appealed from was taken.

C. An appeal stays all proceedings in furtherance of the action appealed from, unless the board issues a certificate to the legislature, after the notice of appeal shall have been filed, stating that a stay of all proceedings would, in its opinion, cause imminent peril to life or property, in which case the stay shall not be vacated unless the legislature grants a stay of all proceedings in furtherance of the action appealed from.

D. The county executive subject to confirmation by the county legislature may by general or special rule designate three (3) of its members, exclusive of the member on the board of electrical examiners, to hear appeals.

E. A time shall be fixed for the hearing of the appeal, and notices of the hearing shall be mailed to the appellant and the board at least ten (10) days before the hearing. Upon the hearing any party may appear in person or by attorney.

The three (3) members of the county legislature designated to hear the appeal may reverse or affirm, wholly or partly, or may modify the decision or determination or action appealed from and shall make such decision or determination as in its opinion ought to be made in the premises and, to that end, shall have the powers of the board from which the appeal is taken.

F. Any person or persons aggrieved by any decision made upon an appeal may apply to the Supreme Court for review by a proceeding under Article 78 of the civil practice law and rules, provided that the proceeding is commenced within thirty (30) days after filing the decision in the office of the clerk of the legislature.

G. Said appeals shall be limited to the evidence relevant to the issues decided by the board.

H. All exhibits proposed to be submitted as evidence at the hearing of the appeal shall be filed with the clerk of the legislature at least three (3) days prior to said hearing.

I. The cost of an appeal lost by the appellant, provided that such adverse decision is not reversed by the court, shall be taxed to the appellant.

250-13. Installation standards.

All installations of electrical work, all extensions thereto and all alterations thereof within the county of Rockland shall be in conformity with the provisions of this chapter and of any other applicable statute, local law, resolution, ordinance or building code pertaining thereto and shall also be in conformity with approved standards for safety to life and property. In every case where no specific type or class of material or no specific standards are prescribed by law, conformity with the regulations and requirements contained in the national electrical code, 1999 edition, and any revisions thereof shall be prima facie evidence of conformity with approved standards for safety to life and property.

250-14. Evidence of proper installation.

The inspections made and the certificates of approval or permits issued by the New York board of fire underwriters or any local municipality approved inspection agency for any electrical installation in the county of Rockland shall be deemed by the board as evidence of proper installations.

250-15. Issuance of permits by municipalities.

Nothing contained herein shall be construed to obviate the necessity of procuring a permit for electrical work whenever required by statute, local law, resolution, building code or ordinance of the municipality wherein such work is to be performed. No permit for construction or certificate of approval or certificate of occupancy shall be issued by a municipality in the county of Rockland if there has been an installation, erection, alteration or repair of electrical wiring, apparatus, fixtures, devices, appliances or equipment in violation of the requirements of this chapter, or if work is performed in violation of the licensing requirements contained herein.

250-16. Nonapplicability.

A. The provisions of this chapter shall not apply to:

- (1) Persons engaged solely in selling or solely in the attachment of ordinary electric appliances to existing circuits where no jointing or splicing of electrical conductors is required.
- (2) The installation, maintenance or repair of elevators, dumbwaiters and escalators.
- (3) The repair of heating systems.
- (4) Any work involved in the manufacture, assembly, test or repair of electrical machinery, apparatus, materials and equipment by a person, firm or corporation engaged in electrical manufacturing as his principal business.

- (5) The work in connection with the erection, construction, maintenance or repair of lines and facilities for the generation, transmission and distribution of electricity from the source of supply to the service connection on the premises where used by electric corporations, as defined by the transportation corporations law of this state, excluding however, the construction or erection of plants and substations for the generation and distribution of electricity.
 - (6) Municipal plants authorized to generate or sell electricity.
 - (7) The work of such companies or plants in installing, maintaining and repairing, on the consumer's premises, of service connections, meters and other apparatus and appliances remaining the property of such companies or plants after installation.
 - (8) Emergency repairs of wiring and appliances, on the consumer's premises, necessary for the protection of life or property.
 - (9) Electrical work performed by or pursuant to contract with any federal or state government or any agencies thereof.
- B. This section in providing that this chapter shall not apply to designated persons shall in no way be construed by inference to expand the scope of the definition of "master electrician" contained in §250-2 of this chapter.

250-17. Disposition of money received.

All fees derived by the board from the operation of this chapter shall be turned over to the commissioner of finance by the board within ten (10) days after they are received, and such money shall be deposited by such commissioner. Said funds and all disbursements shall be recorded in such manner as to be identified as "board of electrical examiners funds". All disbursements herein provided for which may hereafter be directed to be made for the purpose of carrying out this chapter shall be made from and charged to such fund.

250-18. Penalties for offenses.

- A. Any willful or negligent failure by any person to comply with the provisions of 250-3 hereof shall constitute a class A misdemeanor, punishable by a fine not exceeding one thousand dollars (\$1,000.) or imprisonment for a period not exceeding one (1) year or by both such fine and imprisonment.
- B. Any person who, with intent to defraud or deceive, knowingly makes a false statement in the application for a license or the renewal of a license or the application for a shelved license or the renewal of a shelved license provided for in this chapter or in any proof or instrument in connection therewith, shall be guilty of a class A misdemeanor and, upon conviction thereof, shall be punishable by a fine not exceeding one thousand dollars (\$1,000.) or by imprisonment for a period not to exceed one (1) year, or both.
- C. Any willful or negligent failure by any person to comply with any of the other sections of this chapter shall constitute a violation and shall be punishable by a fine not exceeding two hundred fifty dollars (\$250.) or imprisonment for a period not exceeding fifteen (15) days, or both such fine and imprisonment. The continuation of an offense shall constitute a separate and distinct violation hereunder for each day the offense is continued.
- D. The secretary, as designated herein, the director of the department of weights and measures/office of consumer protection, and the director's designees, shall have the power to issue appearance tickets as the same are defined in article 150 of the criminal procedure law.
- E. In addition to any criminal penalties provided in the preceding subsections A, B, and C of this section 250-19 which may be imposed by a court of competent jurisdiction, an administrative notice of violation assessing a civil penalty not to exceed three thousand dollars (\$3000.) for any willful or negligent failure by any person to comply with any provision of this chapter may be issued by the secretary, as designated herein, the director of the department of weights and measures/office of consumer protection, and the director's designees, and sent by certified, registered, or ordinary mail to the person who has failed to comply. Each failure to comply with one or more separate and distinct provisions of this chapter shall constitute a separate and distinct failure to comply, for each of which the secretary, as designated herein, the director of the department of weights and measures/office of consumer protection, and the director's designees may issue a separate and distinct administrative notice of violation assessing a civil penalty not to exceed three thousand dollars (\$3000.). The continuation of any failure to comply shall constitute a separate and

distinct failure to comply for each day the failure is continued. The director of the department of weights and measures/office of consumer protection may commence a civil action in any court of competent jurisdiction to collect any civil penalty assessed pursuant to this subsection that remains unpaid for more than thirty (30) days after the mailing of the notice of violation.

- F. Nothing herein contained shall prevent the secretary, the director of the department of weights and measures/office of consumer protection, or the director's designees, the board, or other employee of the county designated by the board from proceeding to enforce the requirements of this chapter by any one or any combination, successively or simultaneously, of the following: criminal proceedings as provided in subsections A, B, C, and D of this section; civil penalty as provided in subsection E of this section; or civil action for injunctive, declaratory, monetary, or other relief.
- G. The board may suspend, revoke, refuse to issue, or refuse to permit the shelving of a license or refuse to renew or reactivate a shelved license, to any person who has failed to pay any fine or civil penalty imposed pursuant to the provisions of this chapter.
- H. All civil penalties assessed pursuant to subsection E of this section, and all monetary relief awarded by any court of competent jurisdiction pursuant to subsection F of this section shall be entirely the property of the county of Rockland.

250-19. Liability for damage; insurance.

This chapter shall not be construed to relieve from nor lessen the responsibility of any person, partnership, limited partnership, limited liability company, or corporation owning, operating, controlling or installing any electric wiring, devices, appliances or equipment for loss of life or damage to person or property caused by any defect therein, nor shall the county of Rockland be deemed to have assumed any such liability by reason of any inspection made or license issued pursuant to this chapter. Every electrical contractor that is a "holder of the license" pursuant to this chapter shall submit proof to the board, in such form and in such manner as the board may from time to time require or determine to be satisfactory, that such electrical contractor at all times during which it is a "holder of the license" either maintains such workers compensation and disability insurance as may be required by New York state law, or that such electrical contractor is exempt from maintaining such insurance, as well as that such electrical contractor maintains liability insurance in an amount established from time to time by rule or regulation pursuant to this chapter for damage to persons and property in connection with engaging in or carrying on business as an electrical contractor.

250-20. Construal of provisions.

Nothing in this chapter shall operate to restrict the meaning of or diminish or impair any power granted to a local government by the constitution or by any other law.

250-21. Separability.

If any part of this local law, or the application thereof to any person or circumstance shall be judged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the parts of the provision directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this law or the application thereof to any other persons or circumstances.

Section 2. Effective date.

This local law shall take effect immediately upon filing in the office of the secretary of state pursuant to section 27 of the municipal home rule law.

**Amended Rules and Regulations
Relating to Licensing of Master Electricians in the County of Rockland
Adopted January 28, 2008 by the Board of Electrical Examiners**

RULES AND REGULATIONS
relating to
Licensing of Master Electricians

1) Qualifications of Applicants for Licenses - An applicant for license at the time of applying for examination, shall be a high school graduate or equivalent, shall have at least seven and one-half (7-1/2) years of experience for the Public at Large in the installation, alteration and repair of wiring and appliances for electric light, heat and power in or on buildings, under the requirements of the National Fire Protection Association's National Electrical Code or any municipal codes within the United States which equal or exceed the requirements of the National Electrical code. Credit for said seven and one-half (7-1/2) years of experience shall be computed as follows:

A. A high school graduate or equivalent, who is an electrician who has worked at least seven and one-half (7-1/2) years with his tools for the Public at Large on the installation, alteration and repair or wiring and appliances for light, heat and power in or on buildings, under the requirements of the National Fire Protection Association's National Electrical Code or any municipal codes within the United States which equal or exceed the requirements or the National Electrical Code, or

B. A graduate engineer of a college or university who holds a degree of electrical engineering, master engineering or Bachelor of Science in electrical engineering and has in addition worked at least three and one-half (3-1/2) years, or two and one-half (2-1/2) years with his tools for the Public at Large on the installation, alteration and repair or wiring and appliances for electric light, heat and power in or on buildings, under the requirements of the National Fire Protection Association's National Electrical Code or any municipal codes within the United States which equal or exceed the requirements of the national Electrical Code; the period of three and one-half (3-1/2) years, or two and one-half (2-1/2) years, being dependent upon whether such graduate engineer attended the college or university four or five years for the purpose of obtaining his degree, or

C. A high school graduate or equivalent who is a graduate of a vocational, industrial or trade school in electric wiring, installation and design or applied electricity, and has worked at least five and one-half (5-1/2) years with his tools for the Public at Large on the installation, alteration and repair of wiring and appliances for electric light, heat and power in or on buildings, under the requirements of the National Fire Protection Association's National Electrical Code or any municipal codes within the United States which equal or exceed the requirements of the National Electrical Code, or

D. Any person who attended courses in a college or university leading to a degree in electric engineering, mechanical engineering, Bachelor of Science in electrical engineering or mechanical engineering, who passed all subjects in the required courses shall be credited with practical experience equal to fifty percent (50%) of the number of curricula years he has satisfactorily completed which, in no event, however, shall exceed two and one-half (2-1/2) credit of practical experience, the balance of the required seven and one-half (7-1/2) years, i.e., five (5) years of practical experience must have been obtained by working with his tools for the Public at Large on the installation, alteration and repairs of wiring and apparatus for light, heat and power in or on buildings, under the requirements of the National Fire Protection Association's National Electrical Code or any municipal codes within the United States which equal or exceed the requirements of the National Electrical Code, or

E. Any person who attended courses in a recognized vocational, industrial or trade school in electrical wiring, installation and design or applied electricity who has passed all subjects in the required-courses shall be credited with fifty percent (50%) of the number of curricula years that he has satisfactorily completed which, however, in no event, shall exceed two (2) years credit of practical experience, the balance of the required seven and one-half (7-1/2) years, i.e., five and one-half (5-1/2) years of practical experience must have been obtained by working with his tools for the Public at Large on the installation, alteration and repair of wiring for electric light, heat and power in or on buildings, under the requirements of the National Fire Protection Association's National Electrical Code or any municipal codes within the United States which equal or exceed the requirements of the National Electrical Code.

F. It is the affirmative duty of an applicant for license to provide acceptable proof of education, which shall consist of a certified copy of any transcript(s). The board may in its discretion accept or require other or additional proof pertaining to the applicant's education.

G. It is the affirmative duty of any applicant for license to provide acceptable proof of experience, which shall consist of certified detailed earnings information (showing periods of employment or self employment and the names and addresses of employers) provided directly to the board by the Social Security Administration at the applicant's own expense and request pursuant to SSA Form 7050-F4 ("Request for Social Security Earnings Information"), as from time to time revised. The board may in its discretion accept or require other or additional proof pertaining to the applicant's practical experience working with his tools for the Public at Large.

H. Additionally, each applicant must provide two references that will attest to the applicant's trade experience.

I. Master Electrician examinations and Homeowner Permit examinations shall be written and closed book; no notes, scratch or scrap paper, calculators, palm pilots, cell phones, or other such devices or aids may be used during any examination.

J. Any applicant who has failed an examination may, no later than thirty (30) days after receiving notification of such failure, request in writing that the board review and reconsider the examination results; however, no applicant shall have access to any such examination or to the results of such examination or to the manner of or criteria for scoring such examination, nor shall any applicant participate in any way in any requested review or reconsideration process.

K. No applicant who has two or more times failed an examination shall be eligible for a subsequent examination unless six months shall have elapsed between the date of the last failed examination and the date of such subsequent examination.

L. The board shall, upon receipt of notification that any insurance required by this chapter has been cancelled, notify the approved inspection agencies (e.g., Tri-State or the New York Board of Fire Underwriters) that the license is subject to suspension or revocation because the licensee is no longer insured as an electrical contractor.

M. The Master Electrician examination begins at 9:00 a.m. on the day scheduled.

N. The Homeowner Permit examination begins at 8:30 on the day scheduled.

O. Practical Experience: Only practical experience that has been acquired during the ten (10) years immediately preceding an application shall constitute practical experience sufficient to satisfy the requirements of these rules. Only practical experience obtained under the direct supervision of a master electrician licensed in Rockland county, or with respect to practical experience obtained outside Rockland county, only such experience obtained under the direct supervision of a person with comparable qualifications, as determined by the board, shall constitute practical experience sufficient to satisfy the requirements of these rules. Three thousand seven hundred fifty (3750) hours of practical experience accumulated over a period of at least two and one half (2 ½) years constitute two and one half (2 ½) years of practical experience, provided that at least one thousand five hundred (1500) of those hours be accumulated during each of two (2) calendar years; five thousand two hundred fifty (5250) hours accumulated over a period of at least three and one half (3 ½) years constitute three and one half (3 ½) years, provided that at least one thousand five hundred (1500) of those hours be accumulated during each of three (3) calendar years; seven thousand five hundred (7500) hours accumulated over a period of at least five (5) years constitute five (5) years, provided that at least one thousand five hundred (1500) of those hours be accumulated during each of four (4) calendar years; eight thousand two hundred fifty (8250) hours over a period of at least five and one half (5 ½) years constitute five and one half (5 ½) years, provided that at least one thousand five hundred (1500) of those hours be accumulated during each of four (4) calendar years; eleven thousand seven hundred fifty (11750) hours over a period of at least seven and one half (7 ½) years constitute seven and one half (7 ½) years, provided that at least one thousand five hundred (1500) of those hours be accumulated during each of five (5) calendar years..

2. Address for Purposes of Official Notices and Communications. Every application for a license must state the applicant's street address or post office box address. It shall be the affirmative duty of every applicant, every master electrician, and every "holder of the license" to notify the board of any change of his or its address or post office box number, in writing and within fifteen (15) calendar days after such change. Service of official notices and communications upon the applicant, master electrician, or "holder of the license", as the case may be, by first class mail to such street address or post office address shall be considered sufficient for all purposes under chapter 250 of the laws of Rockland county and under these rules and regulations.

3) Insurance: Every electrical contractor that is a "holder of the license" pursuant to that chapter shall submit proof to the board, in such form and in such manner as the board may from time to time require or determine to be satisfactory, that such electrical contractor at all times during which it is a "holder of the license" either maintains such workers compensation and disability insurance as may be required by New York state law, or that such electrical contractor is exempt from maintaining such insurance, as well as that such electrical contractor maintains occurrence-based liability insurance in an amount not less than \$500,000 and in such form and in such manner as the board may from time to time require or determine to be satisfactory, for damage to persons and property in connection with the carrying on of business as an electrical contractor.

4) Interview: Those who have passed the examination must be interviewed by the Secretary of the Board before issuance of a license in order to assure that all requirements have been complied with.

5) Licensing fee:

A. Each application shall be accompanied by a non-refundable check or money order in the amount of two hundred fifty dollars (\$250.) for administration of the examination. A passing grade for the master electrician exam is 75% correct. Each application for a re-test following failure to receive a passing grade on a master electrician examination shall be accompanied by a non-refundable re-test application fee of one hundred twenty five (\$125).

B. The license fee for residents of the State of New York shall be four hundred dollars (\$400.). The license fee for nonresidents of the State of New York shall be five hundred dollars (\$500.). Such a license may be renewed annually on or before the expiration thereof for the period of one (1) year upon payment of an annual fee of four hundred dollars (\$400.) for residents of the State of New York and five hundred dollars (\$500.) for nonresidents of the State of New York.

C. Licensed master electricians who are not actively engaged in the business of master electrician may shelve such a license for a fee of one hundred dollars (\$100.) per year.

D. The board may issue and renew a master electrician's license. Such license shall permit the licensee to engage in the business of master electrical contractor within the county of Rockland for the period of one (1) year from the date on which it was issued. To renew a license, the holder shall, apply to the board in writing and in such form and manner as the board may from time to time prescribe, and shall accompany the application with the fee required by these rules and regulations, no later than thirty (30) calendar days before the date the license expires.

E. Fee for additional decals shall be ten dollars (\$10.) each

6) Homeowners Permit*: Fee for tests for individuals seeking permission to do electrical work (general wiring only) on existing non-attached personally owned one family primary residence structures, but not on new additions or structures: one hundred twenty five dollars (\$125.). Each application for a re-test following failure to receive a passing grade on a homeowners permit examination shall be accompanied by a non-refundable re-test application fee of seventy five (\$75).

* Passing grade is 70% correct for Homeowners Permit.

7) Fee for electrical contractor certificate or name change after initial issuance of master electrician license shall be one hundred seventy five dollars (\$175.).

8) Continuing Education:

Every annual application for the renewal of any license granted pursuant to this chapter, every request to shelve any such license, every annual request to continue to shelve any such license, and every request to un-shelve (reactivate) any such shelved license shall, as a condition for the granting of any such application or request, be accompanied by proof satisfactory to the board or its designee that, between the date of publication of the latest new edition of the National Electrical Code and the date of filing such application or request, the person to whom the license was issued attended an eight (8) hour course of study (continuing education) that relates to the latest new edition of the National Electrical Code and that has been approved by the board.

JLW
01/28/08