

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

SECOND SESSION

LEGISLATIVE BILL 411

FINAL READING

Introduced by Giese, 17.

Read first time January 16, 2009

Committee: General Affairs

A BILL

1 FOR AN ACT relating to the State Electrical Act; to amend section
2 81-2104, Reissue Revised Statutes of Nebraska; to update
3 the reference to the National Electrical Code; and to
4 repeal the original section.

5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 81-2104, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 81-2104 The board shall have power to:

4 (1) Elect its own officers;

5 (2) Engage and fix the compensation of such officers,
6 inspectors, and employees as may be required in the performance of
7 its duties;

8 (3) Pay such other expenses as may be necessary in the
9 performance of its duties;

10 (4) Provide upon request such additional voluntary
11 inspections and reviews as it deems appropriate;

12 (5) Adopt, promulgate, and revise rules and regulations
13 necessary to enable it to carry into effect the State Electrical
14 Act. In adopting and promulgating such rules and regulations, the
15 board shall be governed by the minimum standards set forth in the
16 National Electrical Code issued and adopted by the National Fire
17 Protection Association in ~~2005, 2008, Publication Number 70-2005,~~
18 ~~and amendments to the code adopted as of January 1, 2003, 70-2008,~~
19 which code and ~~amendments~~ shall be filed in the offices of the
20 Secretary of State and the board and shall be a public record. The
21 board shall adopt and promulgate rules and regulations establishing
22 wiring standards that protect public safety and health and property
23 and that apply to all electrical wiring which is installed subject
24 to the State Electrical Act;

25 (6) Revoke, suspend, or refuse to renew any license or

1 registration granted pursuant to the State Electrical Act when the
2 licensee or registrant (a) violates any provision of the National
3 Electrical Code as adopted pursuant to subdivision (5) of this
4 section, the act, or any rule or regulation adopted and promulgated
5 pursuant to the act, (b) fails or refuses to pay any examination,
6 registration, or license renewal fee required by law, (c) is an
7 electrical contractor or master electrician and fails or refuses to
8 provide and keep in force a public liability insurance policy as
9 required by the board, or (d) violates any political subdivision's
10 approved inspection ordinances;

11 (7) Order disconnection of power to any electrical
12 installation that is proximately dangerous to health and property;

13 (8) Order removal of electrical wiring and apparatus from
14 premises when such wiring and apparatus is proximately dangerous to
15 health and property;

16 (9) Investigate, for the purpose of identifying dangerous
17 electrical wiring or violations of the National Electrical Code as
18 adopted pursuant to subdivision (5) of this section, any death by
19 electrocution that occurs within the State of Nebraska;

20 (10) Refuse to renew any license granted pursuant to the
21 act when the licensee fails to submit evidence of completing the
22 continuing education requirements under section 81-2117.01;

23 (11) Provide for the amount and collection of fees for
24 inspection and other services;

25 (12) Adopt a seal, and the executive secretary shall have

1 the care and custody thereof; and

2 (13) Enforce the provisions of the National Electrical
3 Code as adopted pursuant to subdivision (5) of this section.

4 Sec. 2. Original section 81-2104, Reissue Revised
5 Statutes of Nebraska, is repealed.