



September 30, 2008

**License exemption for minor field
fabrication work**

Purpose of the rule:

This temporary rule creates a narrow electrical licensing exemption for trained employees of a vendor of industrial electrical equipment. This narrow exemption will allow trained employees of a vendor of solar cell manufacturing equipment to perform minor field fabrication of cables connecting the equipment components within the manufacturing facility.

This temporary rule is effective September 30, 2008.

Citation:

Adopt: OAR 918-261-0032

History:

An existing electrical licensing exemption exists in ORS 479.540(8) for the installation of industrial electrical equipment but does not allow for field fabrication. The current exemption does not allow for the complete installation of industrial electrical equipment by unlicensed factory trained employees.

The Electrical and Elevator Board, at the board's September 25, 2008 meeting, directed the division to craft a rule using the authority in ORS 479.540(10), to temporarily exempt minor field fabrication work allowing trained employees of a vendor to complete the installation of industrial electrical equipment, including the minor field fabrication work.

Contact:

If you have questions or need further information, please contact Interim Policy and Technical Services Manager Chris Huntington at 503-373-1247, or Chris.S.Huntington@state.or.us .



Secretary of State
Certificate and Order for Filing
TEMPORARY ADMINISTRATIVE RULES
A Statement of Need and Justification accompanies this form..

I certify that the attached copies* are true, full and correct copies of the TEMPORARY Rule(s) adopted on [Upon Filing] by the
Date prior to or same as filing date

Department of Consumer and Business Services, Building Codes Division 918
Agency and Division Administrative Rules Chapter Number

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Rules Coordinator Address Telephone

to become effective [Upon Filing] through [March 29, 2009].
Date upon filing or later A maximum of 180 days including the effective date.

RULE CAPTION

Outlines a narrow electrical licensing exemption for duly authorized agents performing certain minor field fabrication.
Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

RULEMAKING ACTION

List each rule number separately, 000-000-0000.

Secure approval of new rule numbers (Adopted rules) with the Administrative Rules Unit prior to filing

ADOPT: 918-261-0032

AMEND:

SUSPEND:

Stat. Auth.: ORS 479.540

Other Auth.:

Stats. Implemented: ORS 479.540

RULE SUMMARY

This temporary rule defines "minor field fabrication" and outlines a narrow electrical licensing exemption for duly authorized agents, as defined in ORS 479.540(8)(c)(A). The rule's exemption specifically allows the agent to lay cables prior to cutting them to length and establishing a termination means on components used to manufacture solar panels.

Mark Long

Authorized Signer Printed name Date

*With this original and Statement of Need, file one photocopy of certificate, one paper copy of rules listed in Rulemaking Actions, and electronic copy of rules. ARC 940-2005

STATEMENT OF NEED AND JUSTIFICATION

A Certificate and Order for Filing Temporary Administrative Rules accompanies this form.

Department of Consumer and Business Services, Building Codes Division

918

Agency and Division

Administrative Rules Chapter Number

In the Matter of: Adopting OAR 918-261-0032

Rule Caption: Outlines a narrow licensing exemption for duly authorized agents performing certain minor field fabrication.

Statutory Authority: ORS 479.540

Other Authority:

Stats. Implemented: ORS 479.540

Need for the Temporary Rule(s): This temporary rule is necessary to create a narrow licensing exemption, allowing trained employees of a vendor of industrial electrical equipment used in manufacture of solar cells to perform minor field fabrication of cables connecting components of the industrial equipment. An existing exemption in ORS 479.540(8) is insufficient to allow for full installation by factory and vendor trained employees.

Documents Relied Upon, and where they are available: Draft rules are available from the division’s rules coordinator located at 1535 Edgewater St. NW, Salem, Oregon, 97304 and are available on the division’s web site: www.bcd.oregon.gov.

Justification of Temporary Rule(s): The division finds that failure to adopt this rule will seriously prejudice the economy of Oregon because an important alternative energy project will be unable to move forward. This rule outlines a narrow licensing exemption for trained vendor or factory employees performing certain minor field fabrications. The rule also addresses the use of fabrication components from international companies requiring the use of specific schematics and tools.

Mark Long

Authorized Signer

Printed name

Date

918-261-0032

Exemption for Certain Field Fabricated Industrial Assemblies

(1) A license is not required for minor field fabrication of cables that connect components of industrial electrical equipment when:

(a) The equipment is used in the manufacture of solar cells; and

(b) The fabrication is performed by a vendor or factory employee trained by the vendor or factory in the specific operation, maintenance, repair and installation of the components.

(2) For the purpose of this rule “minor field fabrication” means cutting cables to length, installing cables between components, terminating the cable and making the final attachment of the cable on the industrial electrical equipment.

(3) This exemption is in addition to the exemption established in ORS 479.540(8).

NOTE: This rule is effective for 180 days from the date of filing.

Stat. Auth.: ORS 479.540(10)

Stat Imp.: ORS 479.540(8) and (10)

History: New