

Ordinance No. 73-42

An Ordinance to Amend Chapter 17.12,
"Electrical Code", of the Municipal
Code of the City of Bloomington.

WHEREAS, The Common Council of the City of Bloomington,
Indiana, passed an electrical code ordinance as Ordinance No.
66-41 of 1966, and

WHEREAS, said electrical code ordinance is now incorporated
in the Bloomington Municipal Code as Title 17 Chapter 12 of
said code, and

WHEREAS, said Title 17 Chapter 12 has not been amended since
March, 1971, despite the fact that section 17.12.250 of said
Title mandates that each October, the City Engineer shall submit
to the Common Council recommendations of any proposed changes, and

WHEREAS, the Electrical Board has resolved that the Common
Council should act immediately to amend Title 17 Chapter 12 during
the present building boom.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL
OF THE CITY OF BLOOMINGTON, INDIANA, UNDER AUTHORITY
OF SECTION 48-1408 BURNS INDIANA STATUTES:

Section 1: That Section 17.12.010 of the Bloomington Municipal
Code be amended by substituting for the word "electricians" the
words "electrical contractors", to read as follows:

"17.12.010 Examination and registration board--Created. There
is created a board for the examination and registration of electrical
contractors, which board shall consist of the following persons:
the city engineer, and four (4) other members who shall be appointed
by the mayor, who shall serve one (1) year from the time of their
appointment, one (1) of whom shall be an electrical contractor, one (1)
of whom shall be an architect, one (1) of whom shall be a professional
engineer, and one (1) of whom shall be a disinterested citizen.
The examination and registration board shall, as soon as possible
after its appointment, meet and choose a chairman. The city engineer
shall serve without additional compensation. The appointive members of
such board shall each receive five dollars (\$5.00) for each session
wherein examinations or hearings are conducted."

Section 2: That Section 17.12.030 of the Bloomington Municipal
Code be amended by substituting for the word "electricians" the
words "electrical contractors", to read as follows:

"17.12.030 Examination and registration boards--Records. The
board for the examination and registration of electrical contractors
shall keep a record of all applications for registration. It shall
keep a record of its proceedings, whether each applicant was registered
or rejected, and the date of such action by the board."

Section 3: That Section 17.12.040 of the Bloomington Municipal
Code be amended by substituting for the word "electrician" the
words "electrical contractor" and by adding the words "and the
two (2) mile fringe", to read as follows:

"17.12.040 License--Required. It is unlawful for any person
to engage in the electrical contracting business or to work as an
electrical contractor within the corporate limits and the two (2) mile
fringe of the city without having first obtained a license to do so in
the manner provided in this chapter."

Section 4: That Section 17.12.050 of the Bloomington Municipal Code be amended by substituting for the word "electricians" the words "electrical contractors", to read as follows:

"17.12.050 License--Electrical contractors. Any person desiring to qualify and obtain a license to engage in the business as an electrical contractor shall pay to the controller of the city the sum of twenty-five dollars (\$25.00) as a registration fee. If, after an appropriate examination, the board for examination and registration of electrical contractors considers the applicant fully qualified to be a master electrician, an additional fee of twenty-five dollars (\$25.00) shall be paid upon the issuance of the license. Thereafter, for each annual renewal of such license issued to the applicant a fee of twenty-five dollars (\$25.00) shall be paid."

Section 5: That Section 17.12.060 of the Bloomington Municipal Code entitled, "License--Journeyman Electrician", be repealed.

Section 6: That Section 17.12.070 of the Bloomington Municipal Code be amended by adding the words "and the two (2) mile fringe"; by substituting for the word "electricians" both times which it appears the words "electrical contractors"; and by adding the clause "No license shall be issued without examination under the provisions of this section after May 1, 1967", to read as follows:

"17.12.070 License--Examination--Required. Any person desiring to be licensed to perform electrical work or to engage in the business of electrical contractor within the corporate limits and the two (2) mile fringe of the city, shall be required to pass an examination before the board for the examination and registration of electrical contractors. Such examination shall concern the applicant's ability, experience, training and fitness to engage in such work. Upon successfully passing the examination and the payment of fees as hereinabove set forth, the applicant shall be issued a license by the city controller pursuant to the order directing the issuance of such license by the board for the examination and registration of electrical contractors.

"No license shall be issued without examination under the provisions of this section after May 1, 1967."

Section 7: That Section 17.12.080 of the Bloomington Municipal Code entitled, "License--Examination--Exception", be repealed.

Section 8: That Section 17.12.090 of the Bloomington Municipal Code entitled, "License--Temporary", be repealed.

Section 9: That Section 17.12.100 of the Bloomington Municipal Code be amended by substituting for the word "electricians" both times that it appears, the words "electrical contractors", to read as follows:

"17.12.100 License--Examination--Second. In the event an applicant fails to pass the examination given by the board for the examination and registration of electrical contractors, such applicant may, after sixty (60) days have elapsed from the date of filing the original application, file a second application and upon the payment of fees, as hereinabove provided for, shall be given a second examination by the board for the examination and registration of electrical contractors concerning the applicant's ability, experience, training and fitness."

Section 10: That Section 17.12.110 of the Bloomington Municipal Code be amended by substituting for the word "electrician" the words "electrical contractor", to read as follows:

"17.12.110 License--Examination--Notice of time and place. All applicants for electrical contractor licenses may take the examination, upon five days notice to the electrical inspector, at the time and place designated by the electrical inspector.

Section 11: That Section 17.12.130 of the Bloomington Municipal Code be amended by adding the word "contractor", to read as follows:

"17.12.130 License--Disposition of fees. All fees for registration and for electrical contractor licenses shall be deposited in and become a part of the city general fund."

Section 12: That Section 17.12.140 of the Bloomington Municipal Code be amended by adding the words "and the two (2) mile fringe"; by substituting for the word "electrician" the words "electrical contractors"; and by substituting for the words "engaged in" the words "related to", to read as follows:

"17.12.140 Exceptions to licensing requirements. All electrical installations within the corporate limits and the two (2) mile fringe of the city, shall be made by an electrical contractor licensed under the provisions of this chapter. Nothing in this chapter shall be construed as prohibiting an owner of a single family residence from making normal electrical installations for his own residence.

"The licensing provisions of this chapter shall not apply to any person or the employees of any firm when such person or firm is not related to the business of electrical contracting, but employs personnel and maintains an electrical service department to perform electrical service work to repair electric wiring upon his or its own property."

Section 13: That Section 17.12.150 of the Bloomington Municipal Code be amended by substituting for the word "electrician", all three times that it appears, the words "electrical contractor(s)", to read as follows:

"17.12.150 Suspension of license--Appeal. The mayor of the city is authorized to suspend for any determinate period the license of any electrical contractor issued under the provisions of this chapter. All such suspensions by the mayor shall be made after recommendation by the board for the examination and registration of electrical contractors. Such recommendations shall be in writing and shall set forth specifically the reasons for such action by the board. Any person aggrieved by the action of the mayor in suspending any license under this chapter may appeal to the circuit or superior court of Monroe County by filing therein, within ten (10) days after the action of the mayor, his complaint against the city and the board for the examination and registration of electrical contractors setting forth in such complaint the action of the mayor complained of and specifically in what way such action by the mayor is wrongful."

Section 14: That Section 17.12.180 of the Bloomington Municipal Code be amended by adding the word "master", to read as follows:

"17.12.180 Inspection of Work. Before any master electrician, electrical contractor, or other person completes the wiring of any building or place located in the city, and before such electrical wiring is concealed in conduit or other manner, said work shall first be inspected by the electrical inspector of the city to determine whether or not said work complies with the provisions of this chapter."

Section 15: That Section 17.12.220 of the Bloomington Municipal Code be amended by adding the words "and the two (2) mile fringe", to read as follows:

"17.12.220 Furnishing current--Certificate prerequisite. No person, firm, association or corporation shall furnish any electric current to any building hereafter wired for electricity within the city and the two (2) mile fringe, until it has been furnished with a certificate signed by the electrical inspector showing that such work conforms to the rules and regulations herein established."

Section 16: That Section 17.12.230 of the Bloomington Municipal Code be amended by adding the word "master" and by adding the words "electrical contractor", to read as follows:

"17.12.230 Liability. This chapter shall not relieve any master electrician, electrical contractor, person or firm from liability for damages for injuries to persons or property because of the installation of any electric wiring, devices, appliances or equipment; nor shall the city assume any such liability by reason of the inspection authorized herein, or the certificate of approval issued as herein provided."

Section 17: That Section 17.12.240 of the Bloomington Municipal Code be amended by substituting for the word "electricians" the words "electrical contractors", to read as follows:

"17.12.240 Adoption of electrical standards. Upon the recommendation of the board of examination and registration of electrical contractors the Bloomington board of public works may adopt and interpret all standards based upon the current edition of the National Electrical Code. All interpretations and standards so adopted shall be kept on record in the city engineer's office and shall be available for public inspection."

Section 18: That this Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and promulgation in accordance with the law.

Passed and adopted by the Common Council of the City of Bloomington, Indiana, on the 5 day of July, 1973.

Charlotte T. Zietlow
Charlotte T. Zietlow, President
Common Council

ATTEST:

Grace E. Johnson
Grace E. Johnson, City Clerk

Presented by me to the Mayor of the City of Bloomington, on the 6 day of July, 1973, at the hour of 9 o'clock A.m.

Grace E. Johnson
Grace E. Johnson, City Clerk

This Ordinance approved and signed by me upon the 6 day of July, 1973, at the hour of 11 o'clock A.m.

Francis X. McCloskey
Francis X. McCloskey, Mayor
City of Bloomington, Indiana

ATTEST:

Grace E. Johnson
Grace E. Johnson, City Clerk

Introduced by:

Referred to Council Committee:

Approved as to legality: