

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1260 Session of 2026

INTRODUCED BY ROBINSON, PICOZZI, PENNYCUICK, BARTOLOTTA, FARRY, SANTARSIERO AND PISCIOTTANO, APRIL 1, 2026

SENATOR STEFANO, CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, AS AMENDED, JUNE 3, 2026

AN ACT

1 Providing for licensure of electrical contractors, electricians,
2 residential electricians, apprentice electricians and
3 probationary electricians; establishing the State Board of
4 Electrical Licensure; providing for powers and duties of the
5 board; establishing fees, fines and penalties; and making an
6 appropriation.

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20 The General Assembly of the Commonwealth of Pennsylvania
21 hereby enacts as follows:

22 CHAPTER 1

23 PRELIMINARY PROVISIONS

24 Section 101. Short title.

25 This act shall be known and may be cited as the Electrical
26 Services Licensure Act.

27 Section 102. Definitions.

28 The following words and phrases when used in this act shall
29 have the meanings given to them in this section unless the
30 context clearly indicates otherwise:

1 "Board." The State Board of Electrical Licensure established
2 under section 301(a).

3 "Commissioner." The Commissioner of Professional and
4 Occupational Affairs within the department.

5 "Conviction." Includes a judgment, an admission of guilt or
6 a plea of nolo contendere.

7 "Department." The Department of State of the Commonwealth.

8 "Electrical services." The installation, erection, repair,
9 removal, maintenance, demolition or alteration of a component of
10 a premises wiring system as defined in the version of the
11 National Fire Protection Association ~~70E Electrical Safety~~ <--
12 ~~Standard~~ 70 NATIONAL ELECTRIC CODE, or subsequent version <--
13 adopted under the act of November 10, 1999 (P.L.491, No.45),
14 known as the Pennsylvania Construction Code Act, including work
15 performed on all components of electrical equipment and systems
16 in buildings and structures and on premises, on a temporary
17 basis or permanently, for the generation, transmission,
18 distribution and utilization of electrical energy. Demolition of
19 a premises wiring system includes the process of disconnecting,
20 deenergizing premises wiring systems, or both, to make them safe
21 for general demolition and removal.

22 "Licensed apprentice electrician." An individual who is
23 registered as an apprentice under the act of July 14, 1961
24 (P.L.604, No.304), known as The Apprenticeship and Training Act,
25 and licensed by the board as an individual whose principal
26 occupation is learning and assisting in the performance of
27 electrical services.

28 "Licensed electrical contractor." An individual who is
29 licensed by the board and engages in the business of contracting
30 to perform electrical services.

1 "Licensed electrician." An individual who is licensed by the
2 board and is authorized to perform electrical services.

3 "LICENSED PROBATIONARY ELECTRICAL WORKER." AN INDIVIDUAL WHO <--
4 IS LICENSED BY THE BOARD AND IS AUTHORIZED TO PERFORM ELECTRICAL
5 SERVICES UNDER THE DIRECT ONSITE SUPERVISION OF A LICENSED
6 ELECTRICIAN.

7 "Licensed residential electrician." An individual who is
8 licensed by the board and is authorized to perform:

9 (1) Work on projects involving the construction,
10 alteration or repair of single-family houses or apartment
11 buildings of no more than four stories in height.

12 (2) Work on incidental items, including site work,
13 parking areas, utilities, streets, roads and sidewalks at
14 motels, assisted living facilities, auto dealerships, fast
15 food restaurants, car washes, gas stations or country clubs
16 or as part of any job having less than \$10,000 in direct
17 labor costs.

18 (3) Electrical services under the direct onsite
19 supervision of a licensed electrician.

20 "Licensee." An individual licensed by the board under this
21 act.

22 "Premises wiring system." As follows:

23 (1) Interior and exterior wiring, including power,
24 lighting, control and signal circuit wiring together with all
25 associated hardware, fittings and wiring devices, both
26 permanently and temporarily installed, including:

27 (i) Wiring from the service point or power source to
28 the outlets, including all electrical raceways, cable
29 assemblies, enclosures, conductors, generation equipment,
30 utilization/distribution equipment, hangers, supports,

1 devices and all other parts and components used in
2 systems to transmit electricity in or on buildings,
3 structures or on premises, including any class of power
4 defined in the version of the National Fire Protection
5 Association ~~70E Electrical Safety Standard~~ 70 NATIONAL <--
6 ELECTRIC CODE, or subsequent version, adopted under the
7 Pennsylvania Construction Code Act.

8 (ii) Wiring from and including the power source to
9 the outlets where there is no service point.

10 (2) Wiring under paragraph (1) does not include
11 MANUFACTURER INCLUDED, UNDERWRITER LABORATORIES (UL) LISTED <--
12 wiring internal to appliances, luminaries, motors,
13 controllers, motor control centers and similar equipment.

14 "Service point." The point of connection between the
15 facilities of a serving utility and a premises wiring system.

16 CHAPTER 3

17 STATE BOARD OF ELECTRICAL LICENSURE

18 Section 301. Board.

19 (a) Establishment.--The State Board of Electrical Licensure
20 is established within the department.

21 (b) Composition.--The board shall consist of the following
22 members:

23 (1) The commissioner or a designee.

24 (2) Two public members consistent with the requirements
25 stated in section 813 of the act of April 9, 1929 (P.L.177,
26 No.175), known as The Administrative Code of 1929.

27 (3) Eight professional members as follows:

28 (i) Two professional members must be electrical
29 contractors subject to collective bargaining agreements.

30 (ii) Two professional members must be electrical

1 contractors not subject to collective bargaining
2 agreements.

3 (iii) Two professional members must be electricians
4 subject to collective bargaining agreements.

5 (iv) Two professional members must be electricians
6 not subject to collective bargaining agreements.

7 (c) Meeting.--The board shall meet not later than 30 days
8 after the appointment of the board's initial members to:

9 (1) Convene its first meeting.

10 (2) Establish procedures for the board's operation and
11 administration of this act.

12 (3) Develop application forms for licensure.

13 (d) Appointments and term of membership.--Except for the
14 commissioner or a designee, the following apply to members of
15 the board:

16 (1) Members shall be appointed by the Governor with the
17 advice and consent of the Senate.

18 (2) Members must be citizens of the United States and
19 residents of this Commonwealth.

20 (3) The professional members must have been actively
21 engaged in providing electrical services in this Commonwealth
22 ~~for at least 10 years immediately preceding appointment.~~ <--

23 (4) Except as specified in subsection (e), professional
24 members must be licensed under this act as an electrical
25 contractor or electrician.

26 (5) Except as provided in paragraph (6), members shall
27 serve a term of four years or until a successor has been
28 appointed and qualified, but in no event longer than six
29 months beyond the four-year period. In the event that a
30 member dies or resigns or otherwise is disqualified during

1 the term of office, a successor shall be appointed in the
2 same manner and with the same qualifications as the former
3 member and shall hold office for the remainder of the
4 unexpired term. A member shall not be eligible to hold more
5 than two consecutive terms.

6 (6) Members first appointed to the board under this act
7 shall serve terms of office as follows:

8 (i) Four members shall serve for terms of four
9 years.

10 (ii) Four members shall serve for terms of three
11 years.

12 (iii) Two members shall serve for terms of two
13 years.

14 (e) Professional members and initial appointments.--Not
15 later than 180 days after the effective date of this subsection,
16 the Governor shall nominate 10 members to initial terms under
17 subsection (d) (6). A professional member first appointed to the
18 board under this act need not be licensed at the time of
19 appointment but must satisfy eligibility requirements for
20 licensure as provided in this act.

21 (f) Quorum.--A majority of the maximum number of the
22 authorized membership of the board, to include at least two
23 professional members subject to collective bargaining agreements
24 and two professional members not subject to collective
25 bargaining agreements, shall constitute a quorum. Except for
26 temporary and automatic suspensions under section 705, a member
27 may not be counted as part of a quorum or vote on any issue
28 unless the member is in attendance at the meeting.

29 (g) Chairperson.--The board shall annually select a
30 chairperson from among the board's members.

1 (h) Expenses.--With the exception of the commissioner, each
2 member of the board shall receive a per diem when actually
3 attending to the work of the board. A member shall also receive
4 the amount of reasonable travel, hotel and other necessary
5 expenses incurred in the performance of the member's duties in
6 accordance with Commonwealth regulations.

7 (i) Forfeiture.--Except for the commissioner, a member who
8 fails to attend three consecutive meetings shall forfeit the
9 member's seat unless the commissioner, upon written request from
10 the member, finds the member should be excused from a meeting
11 because of illness, the death of a family member, military
12 service or another legitimate reason acceptable to the
13 commissioner.

14 (j) Training seminars.--Except for the commissioner, a
15 member who fails to attend two consecutive statutorily mandated
16 training seminars in accordance with section 813(e) of The
17 Administrative Code of 1929 shall forfeit the member's seat
18 unless the commissioner, upon written request from the member,
19 finds that the member should be excused from a meeting because
20 of illness, the death of a family member, military service or
21 another legitimate reason acceptable to the commissioner.

22 (k) Frequency of meetings.--The board shall meet at least
23 four times a year and at other additional times as may be
24 necessary to conduct the business of the board.

25 Section 302. Powers and duties of board.

26 The board shall have the following powers and duties:

27 (1) Provide for and regulate the licensing of
28 individuals engaged in the provision of electrical services.

29 (2) Issue, renew, reinstate, refuse to renew, suspend
30 and revoke licenses as provided for in this act.

1 (3) Administer and enforce this act.

2 (4) Contract with a professional testing organization to
3 prepare and administer tests to qualified applicants seeking
4 to be licensed as electrical contractors, electricians or
5 residential electricians as provided in this act in the
6 manner prescribed for written examinations under section
7 812.1 of the act of April 9, 1929 (P.L.177, No.175), known as
8 The Administrative Code of 1929.

9 (5) Investigate applications for licensure and determine
10 the eligibility of an individual applying for licensure.

11 (6) Promulgate and enforce regulations consistent with
12 this act as necessary to administer this act. This paragraph
13 includes the setting of fees and the amount of professional
14 liability insurance required by licensed electrical
15 contractors. Regulations shall be adopted in conformity with
16 the provisions of the act of July 31, 1968 (P.L.769, No.240),
17 referred to as the Commonwealth Documents Law, and the act of
18 June 25, 1982 (P.L.633, No.181), known as the Regulatory
19 Review Act.

20 (7) Keep minutes and records of all transactions and
21 proceedings.

22 (8) Keep and maintain a registry of individuals licensed
23 by the board. The board shall provide access to the registry
24 to the public, including making the registry available via
25 electronic means~~-,~~ BUT SHALL LIMIT THE ABILITY TO SELL A <--
26 LICENSE LIST TO A LIST OF LICENSED ELECTRICAL CONTRACTORS
27 ONLY.

28 (9) Annually submit to the department an estimate of
29 financial requirements of the board for administrative, legal
30 and other expenses.

1 (10) Annually submit a report to the Consumer Protection
2 and Professional Licensure Committee of the Senate and the
3 Professional Licensure Committee of the House of
4 Representatives. The report shall include a description of
5 the types of complaints reviewed, the status of cases, the
6 action that has been taken and the length of time from
7 initial complaint to final resolution.

8 (11) Annually submit to the Appropriations Committee of
9 the Senate and the Appropriations Committee of the House of
10 Representatives, not later than 15 days after the Governor
11 has submitted a budget to the General Assembly, a copy of the
12 budget request for the upcoming fiscal year that the board
13 previously submitted to the department.

14 CHAPTER 5

15 LICENSURE

16 Section 501. Licensure.

17 (a) Requirement.--Except as provided in subsections (d) and
18 (g), an individual may not provide electrical services, offer
19 the individual for employment as someone who may provide
20 electrical services or hold the individual out as someone
21 authorized to provide electrical services unless licensed as a
22 licensed electrician or licensed residential electrician by the
23 board.

24 (b) Business entities.--Subject to subsection (h), an
25 individual, corporation, partnership, firm or other entity may
26 not:

27 (1) Contract to provide electrical services unless the
28 person is licensed as a licensed electrical contractor in
29 accordance with this act.

30 (2) Enter into a contract for the provision of

1 electrical services with a person that is not licensed as a
2 licensed electrical contractor under this act.

3 (3) Employ an individual to provide electrical services
4 or direct an individual to provide electrical services unless
5 the person is licensed under this act.

6 (4) Use the terms "licensed electrician," "licensed
7 residential electrician" or "licensed electrical contractor"
8 or another derivative in connection with the person unless at
9 least one employee or, if the person is the owner, is
10 licensed as a licensed electrician, licensed residential
11 electrician or licensed electrical contractor in accordance
12 with this act.

13 (c) Title.--A person that holds a license as:

14 (1) A licensed electrical contractor or a licensed
15 electrical contractor on inactive status under section 506(b)
16 may use the title "licensed electrical contractor" and the
17 abbreviation "L.E.C." No other individual, corporation,
18 partnership, firm or other entity may use the title "licensed
19 electrical contractor" or the abbreviation "L.E.C."

20 (2) A licensed electrician or a licensed electrician who
21 is maintained on inactive status under section 506(b) may use
22 the title "licensed electrician" and the abbreviation "L.E."
23 No other individual may use the title "licensed electrician"
24 or the abbreviation "L.E."

25 (3) A licensed residential electrician or a licensed
26 residential electrician on inactive status under section
27 506(b) may use the title "licensed residential electrician"
28 and the abbreviation "L.R.E." No other individual may use the
29 title "licensed residential electrician" or the abbreviation
30 "L.R.E."

1 (4) A licensed apprentice electrician or a licensed
2 apprentice electrician on inactive status under section
3 506(b) may use the title "licensed apprentice electrician"
4 and the abbreviation "L.A.E." No other individual may use the
5 title "licensed apprentice electrician" or the abbreviation
6 "L.A.E."

7 (d) Apprentice.--An individual who is a licensed apprentice
8 electrician may hold the individual out as being authorized to
9 provide electrical services if the individual works under the
10 direct onsite supervision of a licensed electrician, including a
11 licensed electrical contractor.

12 (e) Responsibility.--A licensed electrical contractor under
13 a contract for electrical services shall inspect and supervise
14 electrical services performed by a licensed electrician,
15 licensed residential electrician or licensed apprentice
16 electrician employed by the electrical contractor under the
17 contract.

18 (f) Public notice of licensure.--

19 (1) A licensed electrical contractor shall prominently
20 display the license number to the public on official
21 advertisements, contracts and proposals, letterhead and
22 vehicles and via any other reasonable means determined by the
23 board.

24 (2) An individual licensed under this act shall be
25 required to carry proof of licensure at all times while
26 performing electrical services. Proof of licensure shall be
27 presented to any code official, emergency responder or law
28 enforcement official upon request.

29 (3) The manner and means by which the license
30 information must be displayed and furnished shall be

1 established by regulation of the board.

2 (g) Prohibited actions by licensed electrical contractors.--

3 A licensed electrical contractor may not:

4 (1) Use the license to secure construction permits on
5 behalf of a business entity other than the licensed
6 electrical contractor's primary employer.

7 (2) Manage or perform electrical work using licensed
8 electrical workers who are not employed by their primary
9 employer or a subcontractor of their primary employer.

10 (3) Engage in securing construction permits or managing
11 electrical construction work for more than one business
12 entity at a time.

13 (h) Exceptions to licensure.--This act shall not apply to,
14 and a license shall not be required for, the following:

15 (1) The replacement of lamps and fuses.

16 (2) The connection of portable electronic appliances to
17 permanently installed receptacles.

18 (3) The installation, erection, repair, maintenance,
19 removal, demolition or alteration of electrical equipment or
20 electrical systems for generation, transmission, distribution
21 or utilization of electrical energy in structures,
22 facilities, buildings or premises owned or operated by a
23 railway or the Federal Government.

24 (4) Commercial radio and television transmission
25 equipment.

26 (5) Communications circuits.

27 (6) Community antenna television and radio distribution
28 systems.

29 (7) Network-powered broadband communications systems.

30 (8) Premises-powered broadband communications systems.

1 (9) Removal of deenergized components of a premises
2 wiring system during demolition of a structure, facility or
3 building.

4 (10) The installation, erection, repair, maintenance,
5 removal, demolition or alteration of electrical equipment
6 under the exclusive control of an electric distribution
7 company, as defined in 66 Pa.C.S. § 2803 (relating to
8 definitions), or electrical cooperative corporation,
9 completed by employees of the electric distribution company
10 or electrical cooperative corporation, if the equipment:

11 (i) consists of service drops or service laterals
12 and associated metering;

13 (ii) is located in legally established easements or
14 rights-of-way designated or recognized by public service
15 commissions, utility commissions, political subdivisions
16 or other regulatory agencies having jurisdiction for the
17 installations; or

18 (iii) is located on property owned or leased by the
19 public utility or electrical cooperative corporation for
20 the purpose of communications, metering, generation,
21 control, transformation, transmission or distribution of
22 electrical energy.

23 Section 502. Qualifications.

24 (a) Licensed electrical contractor.--To be eligible for
25 licensure as a licensed electrical contractor, an applicant must
26 fulfill the following requirements:

27 (1) Be of good moral character. In assessing the moral
28 character of an applicant with a criminal conviction, the
29 board shall conduct an individualized assessment in
30 accordance with 63 Pa.C.S. § 3113 (relating to consideration

1 of criminal convictions).

2 (2) Be at least 23 years of age.

3 (3) Submit satisfactory proof to the board that the
4 applicant has:

5 (i) successfully completed a program as a licensed
6 apprentice electrician;

7 (ii) successfully completed a program recognized by
8 the board that trains individuals to provide electrical
9 services; or

10 (iii) acquired training and experience equivalent to
11 programs specified in subparagraph (i) or (ii), as
12 determined by regulation of the board.

13 (4) Complete the application and pay the fee set by the
14 board.

15 (5) Pass the examination approved by the board.

16 (6) Submit satisfactory proof to the board that the
17 applicant has worked at least 10,000 hours in electrical
18 services.

19 (7) Submit satisfactory proof to the board of the
20 acquisition of professional liability insurance in an amount
21 set by the board.

22 (b) Licensed electrician.--To be eligible for licensure as a
23 licensed electrician, an applicant must:

24 (1) Be of good moral character. In assessing the moral
25 character of an applicant with a criminal conviction, the
26 board shall conduct an individualized assessment in
27 accordance with 63 Pa.C.S. § 3113.

28 (2) Be at least ~~22~~ 21 years of age. <--

29 (3) Submit satisfactory proof to the board that the
30 applicant has:

1 (i) successfully completed an electrical
2 apprenticeship training program registered under the act
3 of July 14, 1961 (P.L.604, No.304), known as The
4 Apprenticeship and Training Act; or

5 (ii) completed at least 8,000 hours as a licensed
6 residential electrician.

7 (4) Complete the application and pay the fee set by the
8 board.

9 (5) Pass the examination approved by the board.

10 (c) Licensed residential electrician.--To be eligible for
11 licensure as a licensed residential electrician, an applicant
12 must:

13 (1) Be of good moral character. In assessing the moral
14 character of an applicant with a criminal conviction, the
15 board shall conduct an individualized assessment in
16 accordance with 63 Pa.C.S. § 3113.

17 (2) Be at least 19 years of age.

18 (3) Complete the application and pay the fee set by the
19 board.

20 (4) Pass the examination approved by the board.

21 (d) Licensed apprentice electrician.--~~To~~ A LICENSED <--
22 APPRENTICE ELECTRICIAN UNDER 18 YEARS OF AGE SHALL BE SUBJECT TO
23 34 PA. CODE PT. 1 CH. 11 SUBCH. B (RELATING TO EMPLOYMENT OF
24 MINORS IN INDUSTRY) AND 29 CFR 570 (RELATING TO CHILD LABOR
25 REGULATIONS, ORDERS AND STATEMENTS OF INTERPRETATION). TO be
26 eligible for licensure as a licensed apprentice electrician, an
27 applicant must:

28 (1) Be of good moral character. In assessing the moral
29 character of an applicant with a criminal conviction, the
30 board shall conduct an individualized assessment in

1 accordance with 63 Pa.C.S. § 3113.

2 (2) Be at least ~~18~~ 16 years of age. <--

3 (3) Complete the application and pay the fee set by the
4 board.

5 (4) Register with the Department of Labor and Industry
6 as specified in The Apprenticeship and Training Act. The
7 applicant shall submit proof of current registration to the
8 board.

9 (e) Renewal of license of licensed apprentice electrician.--

10 (1) In the case of a licensed apprentice electrician
11 applying for renewal of a license if registration under
12 subsection (d)(4) has expired or otherwise lapsed before the
13 biennial renewal cycle will expire, the licensed apprentice
14 electrician shall submit satisfactory evidence to the board
15 that the licensed apprentice electrician has renewed
16 registration.

17 (2) Failure to notify the board within 30 days that
18 registration has expired or otherwise lapsed shall subject
19 the licensed apprentice electrician to disciplinary action.
20 In the case of a licensed apprentice electrician whose
21 registration has expired or otherwise lapsed, the license
22 shall immediately be placed on inactive status by the board.

23 (3) Licensed apprentice electricians shall be limited to
24 four licensed apprentice electrician biennial renewals.

25 (4) The board shall promulgate regulations in order to
26 carry out the provisions of this subsection.

27 (f) Licensed probationary electrical worker.--~~THE~~ A LICENSED <--
28 PROBATIONARY ELECTRICAL WORKER UNDER 18 YEARS OF AGE SHALL BE
29 SUBJECT TO 34 PA. CODE PT. 1 CH. 11 SUBCH. B AND 29 CFR 570. TO
30 be eligible for licensure as a probationary electrical worker,

1 an applicant must fulfill the following requirements:

2 (1) Be of good moral character. In assessing the moral
3 character of an applicant with a criminal conviction, the
4 board shall conduct an individualized assessment in
5 accordance with 63 Pa.C.S. § 3113.

6 (2) Be at least ~~18~~ 17 years of age. <--

7 (3) Complete the application and pay the fee set by the
8 board.

9 (g) Renewal of license of licensed probationary electrical
10 worker.--

11 (1) The renewal cycle shall be six months for
12 individuals licensed as a probationary electrical worker.

13 (2) Licensed probationary electrical workers shall be
14 limited to one renewal of the six-month license. In order to
15 continue performing electrical work after the renewed license
16 has expired, the individual must apply and be approved for a
17 license with a biennial renewal cycle.

18 (3) Failure to notify the board not later than 30 days
19 after registration has expired or otherwise lapsed shall
20 subject the licensed probationary electrical worker to
21 disciplinary action. In the case of a licensed probationary
22 electrical worker whose registration has expired or otherwise
23 lapsed, the license shall immediately be placed on inactive
24 status by the board.

25 (4) The board shall promulgate regulations to carry out
26 this subsection.

27 (h) Waiver of examination.--Notwithstanding the provisions
28 of subsections (a) (5), (b) (5) and (c) (4), the board shall grant
29 a license to an individual applying for a license under this act
30 without examination if:

1 (1) The individual applies within one year of the
2 effective date of section 501.

3 (2) The individual meets the requirement of age and
4 character and pays the required fee.

5 (3) For an individual applying for a license as a
6 licensed electrician under this subsection, the individual
7 either:

8 (i) submits proof satisfactory to the board of being
9 a current holder of an electrician license issued by a
10 municipality of this Commonwealth, provided that the
11 licensing requirements of the municipality are not less
12 restrictive than this act or regulation of the board;

13 (ii) submits proof satisfactory to the board of at
14 least 10,000 hours of prior experience providing
15 electrical services; or

16 (iii) submits proof satisfactory to the board of
17 completing an electrical apprenticeship training program
18 registered under The Apprenticeship and Training Act.

19 (4) For an individual applying for a license as a
20 licensed residential electrician under this subsection, the
21 individual either:

22 (i) submits proof satisfactory to the board of being
23 a current holder of an electrician license issued by a
24 municipality of this Commonwealth, provided that the
25 licensing requirements of the municipality are not less
26 restrictive than this act or regulation of the board;

27 (ii) submits proof satisfactory to the board of at
28 least 6,000 hours of prior experience providing
29 residential electrical services; or

30 (iii) submits proof satisfactory to the board of

1 completing an electrical apprenticeship training program
2 registered under The Apprenticeship and Training Act.

3 (5) For an individual applying for a license as a
4 licensed electrical contractor under this subsection, the
5 individual submits proof satisfactory to the board of
6 currently holding an electrical contractor license issued by
7 a municipality of this Commonwealth.

8 (i) Convictions prohibited.--The board may not issue a
9 license to an individual who has been convicted of a felonious
10 act prohibited by the act of April 14, 1972 (P.L.233, No.64),
11 known as The Controlled Substance, Drug, Device and Cosmetic
12 Act, or convicted of a felony related to a controlled substance
13 in a court of law of the United States or any other state,
14 territory or country unless:

15 (1) At least 10 years have elapsed from the date of
16 conviction.

17 (2) The individual satisfactorily demonstrates to the
18 board that the individual has made significant progress in
19 personal rehabilitation since the conviction such that
20 licensure of the individual should not be expected to create
21 a substantial risk of harm to the health and safety of the
22 public or a substantial risk of further criminal violations.

23 (3) The individual otherwise satisfies the
24 qualifications provided in this act. An individual's
25 statement on the application declaring the absence of a
26 conviction shall be deemed satisfactory evidence of the
27 absence of a conviction unless the board has evidence to the
28 contrary.

29 (j) Change in employment status of licensed electrical
30 contractor and continuance of business.--In the event of change

1 in employment status, including death, illness, disability or
2 change of employer of a licensee who qualified a business as a
3 licensed electrical contractor, a business entity may continue
4 to conduct business as a licensed electrical contractor for at
5 least six months, but not more than one year, following the date
6 of the licensee's change in employment status as long as the
7 business is conducted under qualified supervision as the board
8 deems adequate.

9 Section 503. Continuing education.

10 (a) Regulations.--

11 (1) The board shall adopt, promulgate and enforce rules
12 and regulations consistent with the provisions of this act
13 establishing continuing education to be met by individuals
14 licensed as electrical contractors, electricians and
15 residential electricians under this act. Regulations shall
16 include any fees necessary for the board to carry out its
17 responsibilities under this section.

18 (2) The board may waive all or part of the continuing
19 education requirement for an individual who submits
20 satisfactory evidence to the board that the individual was
21 unable to complete the requirement due to illness, emergency,
22 military service or other hardship.

23 (3) All courses, materials, locations and instructors
24 shall be approved by the board.

25 (4) No credit may be given for a course in office
26 management or building a business.

27 (b) Requirement.--Beginning with the licensure period
28 designated by regulation:

29 (1) An individual applying for renewal of a license as a
30 licensed electrical contractor must obtain 16 hours of

1 continuing education during the two calendar years
2 immediately preceding the application for renewal.

3 (2) An individual applying for renewal of a license as a
4 licensed electrician or licensed residential electrician must
5 obtain eight hours of continuing education during the two
6 calendar years immediately preceding the application for
7 renewal.

8 Section 504. Liability insurance.

9 (a) Requirement for biennial renewal.--As a condition of
10 biennial renewal, a business entity qualified as a licensed
11 electrical contractor shall submit evidence satisfactory to the
12 board of the acquisition and maintenance of professional
13 liability insurance in the amount set by the board.

14 (b) Inactive status.--

15 (1) In the case of the insurance being revoked, canceled
16 or otherwise lapsing, the licensed electrical contractor
17 shall notify the board in writing within 30 days. In such a
18 case, the board shall immediately place the license of a
19 licensed electrical contractor on inactive status.

20 (2) Failure to notify the board in writing within 30
21 days as required under paragraph (1) shall subject the
22 licensed electrical contractor to disciplinary action.

23 Section 505. Licensed electrical contractors, electricians and
24 residential electricians in other states.

25 (a) Reciprocity established.--Subject to subsection (b), the
26 board may issue a license without examination to an individual
27 who is licensed as an electrical contractor, electrician, <--
28 APPRENTICE or residential electrician in any other state,
29 territory or possession of the United States if all of the
30 following requirements are met:

1 (1) The individual meets the requirements as to
2 character, age and absence of convictions.

3 (2) The individual completes the application and pays
4 the required fee.

5 (3) The standards for licensure in the other state,
6 territory or possession meet or exceed the standards
7 specified in this act.

8 (b) Requirement.--For an individual to be eligible to apply
9 for a license as a licensed electrical contractor, licensed
10 electrician or licensed residential electrician under subsection
11 (a), the other state, territory or possession of the United
12 States that licensed the individual must provide an opportunity
13 for reciprocal licensure which is substantially similar to the
14 opportunity provided by the Commonwealth under this section.

15 (C) ALTERNATIVE LICENSE.--THE BOARD MAY ISSUE A LICENSE TO <--
16 AN INDIVIDUAL WHO IS LICENSED AS AN ELECTRICAL CONTRACTOR,
17 ELECTRICIAN, RESIDENTIAL ELECTRICIAN OR APPRENTICE ELECTRICIAN
18 WHO MEETS THE QUALIFICATIONS FOR LICENSURE BY ENDORSEMENT UNDER
19 63 PA.C.S. § 3111 (RELATING TO LICENSURE BY ENDORSEMENT) OR
20 CHAPTER 33 (RELATING TO MILITARY AND VETERANS' LICENSURE).

21 ~~(e)~~ (D) Temporary electrician license.--An electrical worker <--
22 permanently residing in a jurisdiction outside of the
23 Commonwealth who does not qualify for ~~immediate reciprocity with~~ <--
24 ~~the license in their home jurisdiction~~ LICENSURE shall be <--
25 permitted to apply for a temporary license to engage in
26 electrical work while they are seeking a permanent electrician
27 or residential electrician license. To be eligible for a
28 temporary electrician license, an applicant must fulfill the
29 following requirements:

30 (1) Be of good moral character. In assessing the moral

1 character of an applicant with a criminal conviction, the
2 board shall conduct an individualized assessment in
3 accordance with 63 Pa.C.S. § 3113 (relating to consideration
4 of criminal convictions).

5 (2) Be at least 19 years of age.

6 (3) Submit satisfactory proof to the board that the
7 applicant has done one of the following:

8 (i) Successfully completed an electrical workforce
9 training program.

10 (ii) Completed at least 8,000 hours of experience
11 performing electrical work.

12 (4) Complete the application and pay the fee set by the
13 board.

14 (5) Provide proof that the individual is scheduled to
15 take the electrician or residential electrician exam approved
16 by the board within 90 days of the application.

17 ~~(d)~~ (E) Term of temporary license.--

<--

18 (1) The term of a temporary electrician license shall be
19 at least 90 days and not more than 180 days as determined by
20 the board.

21 (2) Renewals of temporary electrician licenses shall be
22 prohibited.

23 (3) Failure to be approved for a permanent electrician
24 or residential electrician license during the term of the
25 temporary license shall prohibit the individual from
26 performing electrical work in this Commonwealth until a
27 permanent license is approved by the board.

28 Section 506. Duration of license.

29 (a) Duration of license.--

30 (1) Except probationary and temporary licenses, a

1 license issued under this act shall be issued on a biennial
2 basis. The biennial expiration date shall be established by
3 regulation of the board.

4 (2) Application for renewal of a license shall
5 biennially be forwarded to an individual holding a current
6 license prior to the expiration date of the current biennium.

7 (3) For individuals applying for licensure or renewal of
8 licensure as a licensed apprentice electrician, the
9 application form must indicate whether registration as an
10 apprentice under the act of July 14, 1961 (P.L.604, No.304),
11 known as The Apprenticeship and Training Act, has expired or
12 otherwise lapsed before the biennial renewal cycle will
13 expire.

14 (b) Inactive status.--

15 (1) An individual licensed under this act may request an
16 application for inactive status. The application form may be
17 completed and returned to the board.

18 (2) Upon receipt of an application, the individual shall
19 be maintained on inactive status without fee and shall be
20 entitled to apply for a licensure renewal at any time.

21 (3) An individual who requests the board to activate the
22 individual's license and has been on inactive status shall,
23 prior to receiving an active license, satisfy the
24 requirements of the board's regulations regarding continuing
25 education and remit the required fee.

26 (4) In the case of a licensed apprentice electrician who
27 is placed on inactive status under section 502(e), the
28 licensed apprentice electrician shall provide evidence to the
29 board of renewal of registration before the board may
30 activate the license.

1 (5) The board shall promulgate regulations to carry out
2 the provisions of this subsection.

3 Section 507. Reporting of multiple licensure.

4 (a) Duty to report.--A licensee who is licensed in another
5 state, territory or possession of the United States or another
6 country shall report this information to the board on the
7 biennial registration application. Disciplinary action taken in
8 another state, territory or possession of the United States or
9 another country shall be reported to the board on the biennial
10 registration application or within 90 days of final disposition,
11 whichever is sooner.

12 (b) Notice to other states.--Multiple licensure shall be
13 noted by the board on the individual's record and the state,
14 territory or possession of the United States or another country
15 that licensed the individual shall be notified by the board of
16 disciplinary action taken against the licensee in this
17 Commonwealth.

18 CHAPTER 7

19 ADMINISTRATION AND ENFORCEMENT

20 Section 701. Fees, fines and civil penalties.

21 (a) Authorities of board.--

22 (1) Fees required under this act shall be fixed by the
23 board by regulation and shall be subject to the act of June
24 25, 1982 (P.L.633, No.181), known as the Regulatory Review
25 Act.

26 (2) If the revenues raised by the fees, fines and civil
27 penalties imposed under this act are insufficient to meet
28 expenditures over a two-year period, the board shall increase
29 the fees by regulation so that projected revenues will meet
30 or exceed projected expenditures.

1 (b) Fee increase.--If the Bureau of Professional and
2 Occupational Affairs determines that the fees established by the
3 board under subsection (a) are insufficient to meet the minimum
4 enforcement efforts required by this act, the Bureau of
5 Professional and Occupational Affairs, after consultation with
6 the board and subject to the Regulatory Review Act, shall
7 increase the fees by regulation in an amount such that adequate
8 revenues are raised to meet the required enforcement effort.

9 (c) Account.--Fees, fines and civil penalties imposed in
10 accordance with this act shall be paid into the Professional
11 Licensure Augmentation Account established under and for use in
12 accordance with the act of July 1, 1978 (P.L.700, No.124), known
13 as the Bureau of Professional and Occupational Affairs Fee Act.

14 (d) Permitted fees.--The board may charge a fee, as set by
15 the board by regulation, for licensure, for renewing licensure
16 and for other services of the board as permitted by this act or
17 by regulation.

18 Section 702. Violations.

19 (a) Criminal penalty.--An individual or the responsible
20 officer or employee of a corporation, partnership, firm or other
21 entity who violates a provision of this act or a regulation of
22 the board commits a misdemeanor of the third degree and shall,
23 upon conviction, be sentenced to pay a fine of not more than
24 \$2,000 or to imprisonment for not more than six months for the
25 first violation. For the second and each subsequent conviction,
26 the person convicted shall be sentenced to pay a fine of not
27 less than \$2,000 nor more than \$5,000 or to imprisonment for not
28 less than six months nor more than one year, or both.

29 (b) Civil penalty.--In addition to any other civil remedy or
30 criminal penalty provided for in this act, the board by a vote

1 of the majority of the maximum number of the authorized
2 membership of the board as provided by law or by a vote of the
3 majority of the qualified and confirmed membership or a minimum
4 of five members, whichever is greater, may levy a civil penalty
5 of up to \$10,000 for any of the following:

6 (1) A licensee who violates a provision of this act or
7 regulation of the board.

8 (2) An individual who performs or contracts to perform
9 electrical services in violation of this act.

10 (3) An individual who holds the individual out as
11 someone authorized to perform electrical services without
12 being properly licensed as provided for in this act.

13 (4) The responsible officers or employees of a
14 corporation, partnership, firm or other entity violate a
15 provision of this act.

16 (c) Procedure.--The board shall levy the civil penalty
17 specified in subsection (b) only after affording the accused the
18 opportunity for a hearing as provided for in 2 Pa.C.S. (relating
19 to administrative law and procedure).

20 Section 703. Suspension, revocation or refusal to issue
21 license.

22 (a) Authority of board.--The board may refuse to issue,
23 suspend or revoke a license if the board finds:

24 (1) The licensee is negligent or incompetent in the
25 performance of electrical services.

26 (2) The licensee is unable to perform electrical
27 services with reasonable skill and safety by reason of mental
28 or physical illness or condition or physiological or
29 psychological dependence upon alcohol, hallucinogenic or
30 narcotic drugs or other drugs which tend to impair judgment

1 or coordination, as long as the dependence continues. The
2 following apply:

3 (i) In enforcing this paragraph, the board may, upon
4 probable cause, compel a licensee to submit to a mental
5 or physical examination as designated by the board.

6 (ii) After notice, hearing, adjudication and appeal,
7 failure of a licensee to submit to an examination when
8 directed shall constitute an admission of the allegations
9 unless failure is due to circumstances beyond the
10 licensee's control, consequent upon which a default and
11 final order may be entered without the taking of
12 testimony or presentation of evidence.

13 (iii) An individual affected under this paragraph
14 shall at reasonable intervals be afforded the opportunity
15 to demonstrate that the individual can resume competent,
16 safe and skillful performance of electrical services.

17 (3) The licensee has violated a provision of this act or
18 a regulation of the board.

19 (4) The licensee has committed fraud or deceit in:

- 20 (i) the performance of electrical services; or
21 (ii) securing licensure.

22 (5) The licensee has been convicted of a felony or a
23 crime of moral turpitude or been convicted of a misdemeanor
24 related to providing electrical services or received
25 probation without verdict, disposition in lieu of trial or an
26 Accelerated Rehabilitative Disposition in the disposition of
27 felony charges in the courts of this Commonwealth, the United
28 States, another state, territory or possession of the United
29 States or another country.

30 (6) The licensee has had the licensee's license to

1 practice as an electrician, residential electrician or
2 electrical contractor suspended or revoked or has received
3 other disciplinary action by the proper licensing authority
4 in another state, territory or possession of the United
5 States or another country.

6 (7) With respect to the provision of electrical
7 services, the licensee has acted in such a manner as to
8 present an immediate and clear danger to health, safety or
9 property.

10 (8) The licensed electrical contractor failed to
11 properly direct and supervise licensed electricians, licensed
12 residential electricians, licensed apprentice electricians,
13 licensed probationary electrical workers or licensed
14 temporary electricians who perform under a contract.

15 (9) In the case of a licensed electrician responsible
16 for the direct onsite supervision of a licensed apprentice
17 electrician, licensed residential electrician, OR licensed <--
18 probationary electrical workers ~~or licensed temporary~~ <--
19 ~~electricians~~, the licensed electrician failed to provide the
20 proper supervision.

21 (10) IN THE CASE OF A LICENSED RESIDENTIAL ELECTRICIAN <--
22 RESPONSIBLE FOR THE DIRECT ONSITE SUPERVISION OF A LICENSED
23 APPRENTICE ELECTRICIAN OR LICENSED PROBATIONARY ELECTRICAL
24 WORKER, THE LICENSED RESIDENTIAL ELECTRICIAN FAILED TO
25 PROVIDE THE PROPER SUPERVISION.

26 ~~(10)~~ (11) The licensee possessed, used, acquired or <--
27 distributed a controlled substance.

28 ~~(11)~~ (12) The licensee has been guilty of unprofessional <--
29 conduct, including departure from or failing to conform to
30 operating practices or professional standards embraced by the

1 licensed electricians' and licensed residential electricians'
2 communities in this Commonwealth and failing to conform to
3 recognized electrical safety standards, including the
4 National Electrical Code in effect in this Commonwealth, and
5 applicable municipal ordinances related to health and safety.
6 In a proceeding based on this paragraph, actual injury to a
7 person or damage to property need not be established.

8 ~~(12)~~ (13) The licensee falsely advertised or made <--
9 misleading, deceptive, untrue or fraudulent material
10 representations regarding licensure or in the performance of
11 electrical services.

12 ~~(13)~~ (14) Unless waived by the board in accordance with <--
13 section 503, the licensee failed to satisfy the continuing
14 education requirements of this act.

15 ~~(14)~~ (15) Any other acts the board deems sufficient to <--
16 warrant refusal to issue, suspend or revoke a license.

17 (b) Acts authorized.--If the board finds that a license of
18 an individual may be refused, suspended or revoked under
19 subsection (a), the board may:

20 (1) deny the application for the license;

21 (2) impose a fine;

22 (3) administer a public reprimand;

23 (4) suspend, revoke, limit or otherwise restrict the
24 license;

25 (5) require a licensee to submit to the care, counseling
26 or treatment of a licensed medical professional designated by
27 the board;

28 (6) suspend enforcement of the board's finding and place
29 a licensee on probation with the right to vacate the
30 probationary order for noncompliance; or

1 (7) restore or reissue, at the board's discretion, a
2 suspended license and impose any disciplinary or corrective
3 measure which the board might originally have imposed.

4 Section 704. Suspensions and revocations.

5 A suspension or revocation shall be made only in accordance
6 with the regulations of the board and only by majority vote of
7 the members of the board after a hearing. An action of the board
8 shall be taken subject to the right of notice, hearing and
9 adjudication and the right of appeal, in accordance with the
10 provisions of 2 Pa.C.S. (relating to administrative law and
11 procedure). The board, by majority action and in accordance with
12 the board's regulations, may reissue a license which has been
13 suspended. If a license has been revoked, the board shall
14 reissue a license only in accordance with section 706.

15 Section 705. Temporary and automatic suspensions.

16 (a) Procedure.--

17 (1) A license issued under this act may be temporarily
18 suspended under circumstances determined by the board to be
19 an immediate and clear danger to public health, safety or
20 property. The board shall issue an order of temporary
21 suspension without a hearing, but upon due notice, to the
22 licensee concerned at the licensee's last known address,
23 which shall include a written statement of all allegations
24 against the licensee. The provisions of section 704 shall not
25 apply to temporary suspension.

26 (2) The board shall commence formal action to suspend,
27 revoke or restrict the license of the individual as otherwise
28 provided for in this act.

29 (3) All actions shall be taken promptly and without
30 delay.

1 (4) Not later than 30 days after issuance of an order
2 temporarily suspending a license, the board shall conduct or
3 cause to be conducted a preliminary hearing to determine if
4 there is a prima facie case supporting the suspension. The
5 individual whose license has been temporarily suspended may
6 be present at the preliminary hearing and may be represented
7 by counsel, cross-examine witnesses, inspect physical
8 evidence, call witnesses, offer evidence and testimony and
9 make a record of the proceedings.

10 (5) If it is determined that there is not a prima facie
11 case, the suspended license shall be immediately restored.
12 The temporary suspension shall remain in effect until vacated
13 by the board, but in no event longer than 180 days.

14 (b) Automatic suspension.--

15 (1) A license issued under this act shall automatically
16 be suspended upon:

17 (i) conviction of a felony under the act of April
18 14, 1972 (P.L.233, No.64), known as The Controlled
19 Substance, Drug, Device and Cosmetic Act; or

20 (ii) conviction of an offense under the laws of
21 another jurisdiction, which, if committed in this
22 Commonwealth, would be a felony under The Controlled
23 Substance, Drug, Device and Cosmetic Act.

24 (2) Automatic suspension under this subsection may not
25 be stayed pending an appeal of a conviction.

26 (3) Restoration of the license shall be made as provided
27 in the case of revocation or suspension of a license.

28 Section 706. Reinstatement of license.

29 Unless ordered to do so by Commonwealth Court or an appeal
30 therefrom, the board may not reinstate an individual's license

1 that has been revoked. An individual whose license has been
2 revoked may reapply for a license after a period of at least
3 five years but must meet all of the licensing requirements of
4 this act.

5 Section 707. Surrender of suspended or revoked license.

6 An individual whose license has been suspended or revoked
7 under this act shall return the license in such manner as the
8 board directs. Failure to surrender the license shall be a
9 misdemeanor of the third degree.

10 Section 708. Injunction.

11 When, in the judgment of the board, a person has engaged in
12 an act or practice that constitutes or will constitute a
13 violation of this act, the board or its agents may make
14 application to the appropriate court for an order enjoining the
15 act or practice. Upon a showing by the board that the person has
16 engaged or is about to engage in the act or practice, an
17 injunction, restraining order or other order as may be
18 appropriate shall be granted by the court. The remedy of
19 injunction is in addition to any other civil or criminal
20 penalty.

21 Section 709. Subpoenas and oaths.

22 (a) Authority granted.--

23 (1) The board may issue subpoenas, upon application of
24 an attorney responsible for representing the Commonwealth in
25 disciplinary matters before the board, for the purpose of
26 investigating alleged violations of this act or regulations
27 of the board. The board may subpoena witnesses, administer
28 oaths, examine witnesses and take testimony or compel the
29 production of books, records, papers and documents as the
30 board may deem necessary or proper in and pertinent to any

1 proceeding, investigation or hearing held or had by the
2 board.

3 (2) The board may apply to Commonwealth Court to enforce
4 any subpoena of the board.

5 (3) The court may impose limitations in the scope of the
6 subpoena as is necessary to prevent unnecessary intrusion
7 into client confidential information.

8 (b) Disciplinary matters.--An attorney authorized to
9 represent the Commonwealth in disciplinary matters before the
10 board shall maintain current records of all reported alleged
11 violations and shall periodically review the records for the
12 purpose of determining that each alleged violation has been
13 resolved in a timely manner.

14 Section 710. Municipalities.

15 (a) Municipal license prohibited.--

16 (1) Licensure under this act shall be acceptable to a
17 municipality in this Commonwealth as proof of competence to
18 perform electrical services, and a municipality may not
19 require an individual licensed under this act to obtain an
20 additional license to perform electrical services.

21 (2) Unless otherwise provided in this act, a local
22 ordinance or regulation concerning the qualifications,
23 fitness and competence of individuals to perform electrical
24 services is preempted and superseded.

25 (b) Certain powers preserved.--Nothing in this act may be
26 construed to prevent a municipality from:

27 (1) levying lawful taxes and fees;

28 (2) requiring the purchase of a business privilege
29 license that is unrelated to demonstrating competence in the
30 performance of electrical services;

1 (3) denying or revoking permits for failing to comply
2 with ordinances that are not inconsistent with this act or
3 regulation of the board;

4 (4) enforcing ordinances related to health and safety;
5 or

6 (5) under ordinance, inspecting or regulating the manner
7 in which electrical services are performed.

8 CHAPTER 21

9 MISCELLANEOUS PROVISIONS

10 Section 2101. Appropriation.

11 The sum of \$250,000, or as much thereof as may be necessary,
12 is appropriated from the Professional Licensure Augmentation
13 Account to the department for the payment of costs associated
14 with processing licenses and renewing licenses for the operation
15 of the board and for other costs associated with this act. The
16 amount of the appropriation shall be repaid by the board within
17 three years of the beginning of issuance of licenses by the
18 board.

19 Section 2102. Regulations.

20 Not later than 18 months after the effective date of this
21 section, the board shall promulgate regulations to administer
22 this act.

23 Section 2103. Effective date.

24 This act shall take effect as follows:

25 (1) Sections 501, 505 and 702 of the act shall take
26 effect in two years.

27 (2) This section shall take effect immediately.

28 (3) The remainder of this act shall take effect in 60
29 days.