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HOUSE BILL 136

45TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2002

INTRODUCED BY

Ron Godbey

AN ACT

RELATING TO CONSTRUCTION INDUSTRIES LICENSING; CHANGING THE
REQUIREMENTS FOR INDIVIDUALS DESIRING ELECTRICAL CERTIFICATES
OF COMPETENCE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 60-13-38 NMSA 1978 (being Laws 1967,
Chapter 199, Section 41, as amended) is amended to read:

"60-13-38. CERTIFICATES OF COMPETENCE-- EXAMINATION--
JOURNEYMEN. --

A. No individual shall engage in the occupation or
trade of journeyman unless he holds a certificate of
competence issued by the division for the occupation or trade
in which he desires to engage.

B. The division shall issue certificates of
competence for journeyman electricians, journeyman plumbers,

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1 journeyman gas fitters, journeyman pipe fitters, journeyman
2 sheet metal workers, journeyman boiler operators and
3 journeyman welders working on pipelines, collection lines or
4 compressor stations.

5 C. An applicant for a certificate of competence
6 shall pass an examination approved and adopted by the division
7 as to his knowledge of the orders, rules and regulations
8 governing the occupation or trade for which a certificate is
9 sought, and he shall also be examined as to his technical
10 knowledge and ability pertaining to his particular trade. The
11 examination may be oral, written or demonstrative or any
12 combination thereof, as required by regulations of the
13 commission; provided that the division shall issue a
14 certificate of competence to any journeyman welder working on
15 pipelines, collection lines or compressor stations who shows
16 evidence of having satisfactorily completed an examination
17 administered by an independent testing organization or public
18 utility employing engineers registered with the state, such
19 examination meeting the minimum pipeline safety standards set
20 by the [~~state corporation~~] public regulation commission.

21 D. Applications for certificates of competence
22 shall be in the form and shall contain such information and
23 attachments as the division prescribes.

24 E. The division shall establish a reasonable fee
25 for any examination or issuance of certificate of competence.

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1 F. With the exception of electrical certificates
2 of competence set forth in Subsections H and I of this
3 section, no individual is eligible to take an examination for
4 a certificate of competence unless he has had two years'
5 experience in the occupation or trade for which a certificate
6 of competence is sought, or the equivalent thereof as
7 determined by the commission, or has successfully completed a
8 course in the trade approved by the vocational education
9 division of the state department of public education.

10 G. Employment of an apprentice working under the
11 direct supervision of a certified journeyman is not prohibited
12 by the Construction Industries Licensing Act.

13 H. An individual is eligible to take an
14 examination for a journeyman electrical certificate of
15 competence after at least:

16 (1) four years of accredited training in the
17 electrical trade;

18 (2) four years apprenticeship in the
19 electrical trade; or

20 (3) four years practical experience in the
21 electrical trade of which two years shall be experience in the
22 commercial trade, industrial trade or the equivalent thereof
23 as determined by the commission.

24 I. An individual is eligible to take an
25 examination for a residential wireman's certificate of

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competence after:

(1) a minimum of two years accredited
training or apprenticeship in the electrical trade; or

(2) two years of practical experience in
wiring residential dwellings."