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ORDINANCE NO. 48-908

AN ORDINANCE AMENDING SECTIONS 19.04.020, 19.08.005, 19.08.020, 19.08.030, 19.08.172, 19.22.270, 19.24.090 AND 19.28.090 OF THE CODE OF THE CITY OF WICHITA, KANSAS; CREATING SECTIONS 19.12.025, 19.12.166 AND 19.22.170; OF THE CODE OF THE CITY OF WICHITA, KANSAS, AND REPEALING THE ORIGINALS OF SECTIONS 19.04.020, 19.08.005, 19.08.020, 19.08.030, 19.08.060, 19.08.172, 19.22.270, 19.24.090 AND 19.28.090; ALL PERTAINING TO THE ELECTRICAL CODE OF THE CITY OF WICHITA, KANSAS.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. Section 19.04.020 of the Code of the City of Wichita, Kansas, is hereby amended to read as follows:

“Definitions. In addition to the definitions given in this section, words and terms used in this title shall be as defined in the National Electrical Code as referred to and adopted in Section 19.12.010 of this code.

“Approved” as used in reference to materials or methods of construction, means that which conforms to standards as set forth in Section 19.12.010 of this code and that which meets the approval of the construction inspection supervisor of electrical and elevator section or the board of electrical appeals as the result of tests and investigations made by recognized technical or scientific organizations.

“Building code,” as used in this title, means the official building code of the city.

“Code Official” as used in this title, means the superintendent of Central Inspection or the construction inspection supervisor of electrical and elevator section or their duly authorized employees.

“Electrical Contractor” is a person, firm or corporation licensed to bid, plan, layout, install and supervise the installation of electrical wiring, or the installation of electrical equipment, devices or apparatus for light, heat or power purposes in or on any building or premises within the city of Wichita.

“Person” means a natural person, his heirs, executives, administrators or assigns, and including a firm, partnership or corporation, its or their successors or assigns. Singular includes plural, male includes female.”

SECTION 2. Section 19.08.005 of the Code of the City of Wichita, Kansas, is hereby amended to read as follows:

“Electrical license—Required. It is unlawful for any person, firm or corporation to engage in the business of electrical contractor within the city without having secured an electrical license from the superintendent of central inspection.”

SECTION 3. Section 19.08.020 of the Code of the City of Wichita, Kansas, is hereby amended to read as follows:

“Electricians’ certificates—Application—Examination.

Applications for examination for a master electrician’s certificate or a journeyman electrician’s certificate or a residential wireman electrician’s certificate shall be made to the office of central inspection. The fee for an examination for a master electrician, journeyman electrician or residential

wireman electrician shall be established by the superintendent of central inspection to cover the administrative costs.

Applicants for master electrician examination shall provide written documented proof of having a valid journeyman electrician certificate for a minimum of two years.

Applicants for journeyman electrician and residential wireman electrician examination shall provide written documented proof of at least two years field experience in the electrical construction industry. “Field experience” means working under the direct supervision of a person having a valid journeyman certificate or master certificate or attending an accredited electrical trade school. No more than one year of the requirement may be satisfied by trade related schooling. Schooling shall consist of a minimum of 240 hours classroom training. Documentation shall be the following:

- (1) written letter on company letterhead from employer(s) stating job description and dates of employment and signed by a person qualified in the electrical trade;
- (2) copy of a transcript or attendance record from an accredited electrical trade school. The electrical examination will be administered in accordance with K.S.A. 12-1525 and amendments thereto, with a minimum passing score of seventy-five percent.”

SECTION 4. Section 19.08.030 of the Code of the City of Wichita, Kansas, is hereby amended to read as follows:

“Electricians’ certificates—Renewal.

- (a) The fee for the original certificate for a master electrician, journeyman electrician or residential wireman electrician shall be established by the superintendent of central inspection to cover the administrative costs of issuing such certificates. This fee shall be paid to the office of central inspection when the application for a certificate is made. Individuals not holding a certificate at the beginning of the certificate cycle, who obtain a certificate during such certificate cycle by the standardized test required by K.S.A. 12-1525 and any amendments thereto, will be issued the initial certificate without documentation of continuing education. Such certificate will be issued noting the test provider, specific test type and grade. Such test must be completed during that certificate cycle. All such certificates shall expire on the thirty-first of December of each odd-number year. The biennial fee for all certificates shall be established by the superintendent of central inspection to cover the administrative costs of issuing such certificates.
- (b) Individuals passing the examination in the first year of a renewal cycle will need to provide documentation of 12 hours of approved continuing education when renewing their certificate. Not less than 6 hours shall consist of electrical code education. The continuing education shall be attended during the certificate

cycle. Individuals passing the examination in the second year of a renewal cycle will need to provide documentation of 6 hours of approved continuing education when renewing their certificate. Not less than 3 hours shall consist of electrical code education. The continuing education shall be attended during the second year of the certificate cycle. Individuals with an active certificate that passed the examination prior to the first year of the renewal cycle must provide written proof of having completed biennially not less than 12 hours of continuing education approved by the Office of Central Inspection. Not less than 6 hours shall consist of electrical code education. Continuing education shall be provided by the Office of Central Inspection or a nationally recognized trade association, community college, technical school, technical college or other provider approved by the Office of Central Inspection. All 12 hours of education shall consist of training relative to electrical construction, maintenance and code up-date training on the electrical code.

(c) Any holder of a certificate who fails to renew the same by March 1st from the date of expiration shall be required to submit one of the following:

- (1) Proof of passing a new examination as required per Section 19.08.020 or;

- (2) Proof of completing an additional 1 ½ hours of continuing education for each 3 month period the renewal is late and only when the original certificate was issued pursuant to K.S.A. 12-1525.”

SECTION 5. Section 19.08.060 of the Code of the City of Wichita, Kansas, is hereby repealed:

SECTION 6. Section 19.08.172 of the Code of the City of Wichita, Kansas, is hereby amended to read as follows:

“Truth in advertising requirements. On or after July 1, 1993, any person, firm or corporation required by this title to obtain an electrical, mobile home serviceman electrical, elevator or handicapped accessibility lifts contractor’s license shall be subject to the following:

(a) It is unlawful for any such person, firm or corporation to advertise as an electrical, mobile home serviceman electrical, elevator or handicapped accessibility lifts contractor unless, at the time such advertisement occurs, such person, firm or corporation has a then valid electrical, mobile home serviceman electrical, elevator or handicapped accessibility lifts contractor’s license issued under the provisions of this chapter;

(b) Any advertisement by such person, firm or corporation as an electrical, mobile home serviceman electrical, elevator or handicapped accessibility lifts contractor which is placed or published in any publication or other print medium circulated, displayed or distributed within the city limits or which is broadcast by radio or television, or any internet posting/publication,

electronic billboard, or any electronic or telephonic transmission of information, or any other means to persons within the city limits shall include the full name of the licensed person, firm or corporation and the license number assigned by the office of central inspection to such person, firm or corporation;

(c) As used herein, the words “advertise” or “advertisement” shall mean and include, but not be limited to, a business card, contract bid proposal form, printed letterhead, any other printed or written material, or any internet posting/publication, electronic billboard, or any electronic or telephonic transmission of information, designed to inform persons of the services offered by the advertising person, firm or corporation and to solicit business from such persons, or any broadcast statement designed to inform persons of the service offered by the advertising person, firm or corporation and to solicit business from such persons. Such words are intended to include telephone directory display ads but not basic white and yellow page listings.”

SECTION 7. Section 19.12.025 of the Code of the City of Wichita, Kansas, is hereby created to read as follows:

“Inspection required. Any person, firm or corporation who installs any electrical wiring shall request the inspection when the electrical work is completed and ready for inspection. It shall be the duty of the person requesting any inspection required by this Title, to provide access to and means for inspection of such work.”

SECTION 8. Section 19.12.166 of the Code of the City of Wichita, Kansas, is hereby created to read as follows:

“Residential garage door opener. In a dwelling, ground fault circuit interrupter protection shall not be required on an overhead garage door opener that is cord and plug connected to a single receptacle installed in the ceiling directly above the overhead garage door opener motor.”

SECTION 9. Section 19.22.170 of the Code of the City of Wichita, Kansas, is hereby created to read as follows:

“License—Misuse. No license holder shall permit the use of his name by any other person or entity, either directly or indirectly, for the purpose of obtaining a permit or for the purpose of doing any elevator, handicapped accessibility lift, dumbwaiter, escalator or moving walk work under his license.”

SECTION 10. Section 19.22.270 of the Code of the City of Wichita, Kansas, is hereby amended to read as follows:

“Emergency communications. A telephone that meets the Americans with Disabilities Act (ADA) standards must be installed in each elevator car. An identification tag shall be installed at the main telephone terminal in the building identifying the telephone line that is assigned to the elevator. It is unlawful for any person to have an automatic dialing device installed in an elevator dial directly into the emergency communications center whether by dialing 911 or otherwise.”

SECTION 11. Section 19.24.090 of the Code of the City of Wichita, Kansas, is hereby amended to read as follows:

“Emergency communications. A telephone that meets the Americans with Disabilities Act (ADA) standards must be installed in each elevator car. An identification tag shall be installed at the main telephone terminal in the building identifying the telephone line that is assigned to the elevator. It is unlawful for any person to have an automatic dialing device installed in an elevator dial directly into the emergency communications center whether by dialing 911 or otherwise.”

SECTION 12. Section 19.28.090 of the Code of the City of Wichita, Kansas, is hereby amended to read as follows:

“Emergency communications. A telephone that meets the Americans with Disabilities Act (ADA) standards must be installed in each elevator car. An identification tag shall be installed at the main telephone terminal in the building identifying the telephone line that is assigned to the elevator. It is unlawful for any person to have an automatic dialing device installed in an elevator dial directly into the emergency communications center whether by dialing 911 or otherwise.”

SECTION 13. The originals of Sections 19.04.020, 19.08.005, 19.08.020, 19.08.030, 19.08.060, 19.08.172, 19.22.270, 19.24.090 and 19.28.090 are hereby repealed.

SECTION 14. This ordinance shall be included in the Code of the City of Wichita, Kansas, and shall be effective upon its passage and publication once in the official city paper.

PASSED by the governing body of the City of Wichita, Kansas, this 23rd day of November, 2010.

Carl Brewer, Mayor

ATTEST:

Karen Sublett, City Clerk

Approved as to Form:

Gary E. Rebenstorf, Director of Law