

WEST VIRGINIA
SECRETARY OF STATE
KEN HECHLER
ADMINISTRATIVE LAW DIVISION

Form #3

Do Not Mark In this Box

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1992 AUG 14 AM 1:13
OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

**NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE
AND
FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE**

AGENCY: State Fire Commission TITLE NUMBER: 87

CITE AUTHORITY Chapter 29, Article 33

AMENDMENT TO AN EXISTING RULE: YES XX NO _____

IF YES, SERIES NUMBER OF RULE BEING AMENDED: II

TITLE OF RULE BEING AMENDED: Electrician Licensing Rules

IF NO, SERIES NUMBER OF NEW RULE BEING PROPOSED: _____

TITLE OF RULE BEING PROPOSED: _____

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE MAKING REVIEW COMMITTEE FOR THEIR REVIEW.


State Fire Marshal

RECEIVED

AUG 14 1992

Legislative Rule Making
Review Committee

APPENDIX B

FISCAL NOTE FOR PROPOSED RULES

Rule Title: 87

Type of Rule: XX Legislative Interpretive Procedural

Agency State Fire Commission Address 2100 Washington St...East
Charleston, WV 25305

1. Effect of Proposed Rule	ANNUAL		FISCAL YEAR		
	Increase	Decrease	Current	Next	Thereafter
Estimated Total Cost	\$ -0-	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Personal Services					
Current Expense					
Repairs and Alterations					
Equipment					
Other					

2. Explanation of above estimates:

Estimates on number of specialty licenses, reciprocity agreements or temporary permits to be issued is not immediately available. However, temporary permits may increase revenue in the new language of the law.

3. Objectives of these rules:

The objective of these rules will be to promote public safety by providing qualified individuals to perform electrical work throughout West Virginia.

4. Explanation of Overall Economic Impact of Proposed Rule.

A. Economic Impact on State Government.

These revised rules do not impact on state government because government employees are exempt from these rules.

B. Economic Impact on Political Subdivisions; Specific Industries; Specific groups of citizens.

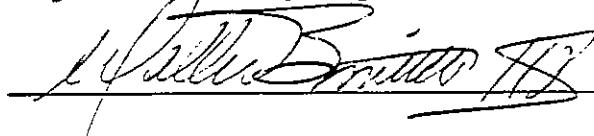
The proposed rules authorize specialty licenses and reciprocity with other jurisdictions. These rules will permit West Virginia electricians to work in other states via reciprocity and promote the electrical profession in limited areas. The overall impact should provide increased economic incentives for electricians.

C. Economic Impact on Citizens/Public at Large.

The economic impact on the citizens is non-existent except for individuals desiring to be licensed electricians which requires examination and payment of fees. The licensing program will assure competency in the electrical profession and provide increased safety to the individuals receiving electrical service from licensed electricians.

Date: August 14, 1992

Signature of Agency Head or Authorized Representative



DATE: August 14, 1992

TO: LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

FROM: Walter Smittle III, State Fire Marshal

LEGISLATIVE RULE TITLE:

1. Authorizing statute(s) citation Chapter 29, Article 3B

2. a. Date filed in State Register with Notice of Hearing:

July 1, 1992

b. What other notice, including advertising, did you give of the hearing?

News Release forwarded to all news media entities, i.e. 82

newspapers and 100 radio and television stations throughout West-
Virginia.

c. Date of hearing (s): August 3, 1992

Charleston, WV.

d. Attach list of persons who appeared at hearing, comments received, amendments, reasons for amendments.

Attached X No comments received _____

e. Date you filed in State Register the agency approved proposed Legislative Rule following public hearing:
(be exact)

August 14, 1992

f. Name and phone number of agency person to contact for additional information:

Walter Smittle III

State Fire Commission

304 558-2191

3. If the statute under which you promulgated the submitted rules requires certain findings and determinations to be made as a condition precedent to their promulgation:

a. Give the date upon which you filed in the State Register a notice of the time and place of a hearing for the taking of evidence and a general description of the issues to be decided.

None Applicable

b. Date of hearing: _____

c. On what date did you file in the State Register the findings and determinations required together with the reasons therefor?

d. Attach findings and determinations and reasons:

Attached _____

WEST VIRGINIA LEGISLATIVE RULES


STATE FIRE MARSHAL

ELECTRICIAN LICENSING
SERIES II
29-3B

APPROVED BY:

STATE FIRE COMMISSION
JUNE 30, 1992

APPROVED BY:


General Joseph J. Staff
Secretary
Department of Military
Affairs and Public Safety

WEST VIRGINIA LEGISLATIVE RULES
STATE FIRE MARSHAL

TITLE 87

CHAPTER 29-3B
SERIES II
1992

Title: Electrician Licensing Rules

Subject: Standards and Procedures relating to the Issuance of
Certificates of Competency to Master, Journeyman,
Apprentice ~~or~~ and Specialty Electricians.

Section 1. General

- 1:01. Scope
- 1:02. Authority
- 1:03. Effective Date
- 1:04. Filing Date
- 1:05. Repeal and Replace

Section 2. Definitions

- 2:01. "Master Electrician"
- 2:02. "Journeyman Electrician"
- 2:03. "Apprentice Electrician"
- 2:04. "Specialty Electrician"
- 2:05. "Electrical Work"
- 2:06. "License"
- 2:07. "Electrical Contractor"
- 2:08. "Supervision"
- 2:09. "Appliance"
- 2:10. "Posting of the License"
- 2:11. "Offer to do Electrical Work"
- 2:12. "Design"
- 2:13. "National Electrical Code"
- 2:14. "State Fire Commission"
- 2:15. "State Fire Marshal"
- 2:16. "Firm or Corporation"

Section 3. Necessity of License and Local Ordinances

- 3:01. Necessity of License
- 3:02. Nonapplicability of Local Ordinances
- 3:03. Exemptions; Nonapplicability of License Requirements

Section 4. Qualifications for Examination

- 4:01. Master Electrician License
- 4:02. Journeyman Electrician License
- 4:03. Apprentice Electrician License
- 4:04. Specialty Electrician Licenses

Section 5. Examinations.

- 5:01. Examination Required
- 5:02. Form of Request
- 5:03. Classification Levels
- 5:04. Experience Substitution
- 5:05. Failure to Meet Experience and/or Qualifications
- 5:06. Age Requirement
- 5:07. Time of Request
- 5:08. Authorization Form Required
- 5:09. License Fee
- 5:10. Scheduling of Examinations
- 5:11. Location of Testing Centers
- 5:12. Source of Questions
- 5:13. Passing Grade
- 5:14. Failing Grade

Section 6. License without Examination

- 6:01. Temporary Apprentice License
- 6:02. Temporary Master or Journeyman License
- 6:03. Fee

Section 7. Expiration and Renewal

- 7:01. Expiration
- 7:02. Renewal Fee Required
- 7:03. Renewal After Expiration

Section 8. Denial; Revocation or Suspension of License

- 8:01. Denial of License
- 8:02. Suspension or Revocation of License

Section 9. Reciprocity

Section 10. Effect of Noncompliance; Failure to Obtain License

- Section 11. Disposition of Fees, Fines and Other Receipts
 - 11:01. Depositing of Fees
 - 11:02. Disposition of Fees

- Section 12. Enforcement
 - 12:01. Enforcement of Licensure Requirements
 - 12:02. Enforcement by Others

- Section 13. Orders and Decisions of State Fire Marshal and Appeals and Procedures for Appeals from such Orders and Decisions
 - 13:01. State Fire Marshal's Order and Decisions are Final and Conclusive
 - 13:02. Appeal Petition.
 - 13:03. Time Requirement and Manner of Filing Appeal Petition.
 - 13:04. Copy of Appeal Petition to State Fire Commission.
 - 13:05. Scheduling Appeal Petition for and Notice of Hearing
 - 13:07. Continuances
 - 13:08. Absence of Petitioner or Counsel at the Scheduled Hearing
 - 13:09. Hearing Examiner
 - 13:10. Subpoenas and Subpoenas Duces Tecum
 - 13:11. Evidence
 - 13:12. Record of Proceeding
 - 13:13. Informal Disposition
 - 13:14. Decision by the State Fire Commission
 - 13:15. Judicial Review

- Section 14. Severability
 - 14:01. Invalidity

WEST VIRGINIA LEGISLATIVE RULES
STATE FIRE MARSHAL

TITLE 87

CHAPTER 29-3B
SERIES II
1992

FILED
1992 AUG 14 AM 1:13
OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

Title: Electrician Licensing Rules

Subject: Standards and Procedures relating to the Issuance of
Certificates of Competency to Master, Journeyman, or Apprentice
and Specialty Electricians.

Section 1. General

1:01. Scope - These rules establish the procedures to be followed to protect the health, safety and welfare of the public as well as public and private property by assuring the competence of those who perform electrical work through licensure by the State Fire Marshal of the State Fire Commission.

1:02. Authority - These legislative rules are issued under the authority W.V. Code, 29-3B, (1931, as amended), and pursuant to the provisions of W.V. Code 29A.

1:03. Effective Date -

1:04. Filing Date - July 1, 1992

1:05. Repeal and Replace - The current legislative rules on file are hereby repealed and replaced with these rules.

Section 2. Definitions

2:01. "Master Electrician" - means a person with at least five years of electrical work experience, including experience in all phases of electrical wiring and installation, who is competent to instruct and supervise the electrical work of Journeyman and Apprentice Electricians. A master electrician must have a comprehensive knowledge and understanding of the National Electrical Code, and the ability to read electrical plans, drawings and designs to calculate demand loads in compliance with the National Electrical Code.

2:02. "Journeyman Electrician" - means a person qualified by at least ~~two~~ four years of electrical work experience to do any work installing wires, conduits, apparatus, equipment, fixtures, and other appliances subject to supervision by a master electrician. A journeyman electrician shall have a knowledge and understanding of the National Electric Code as it pertains to the installation of wires, conduits, apparatus, equipment, fixtures and other appliances. A journeyman electrician cannot design electrical systems.

2:03. "Apprentice Electrician" - means a person with interest in and an aptitude for performing electrical work. The Apprentice is not capable of installing wires, conduits, apparatus, equipment, fixtures and other appliances by himself.

2:04. "Specialty Electrician License" - means a person qualified to perform electrical work in a limited or specialized area and may be issued for:

(A) A specialty plumbing, heating, and air conditioning electrician license (SP-PH) authorizes the licensee to install, maintain, or repair electric wiring or devices only as an incident to the licensee's plumbing, heating, and air conditioning business. Furthermore, the license authorizes the licensee to install, maintain, or repair only wiring that is directly related to plumbing, heating, and air conditioning equipment and that:

(1) is restricted to circuits or parts of circuits that operate at voltages not exceeding 600 volts, phase-to-phase;

(2) is electrically isolated from the building wiring system by an overcurrent protective isolating device, such as a fused switch or circuit breaker, that:

(a) has been installed, complete with line-side connections, by others;

(b) is permanently and legibly marked to identify the equipment served by the device; and

- (c) is located within an enclosure intended solely for, and limited to, serving the specific plumbing, heating, and air conditioning equipment involved, or is located within a panelboard that serves the building wiring system and is likewise permanently and legibly marked to identify the equipment served by the device, provided wiring is installed by others from the load-side terminals of the device to a junction box, auxiliary gutter, or similar disconnecting means located outside the panelboard, but in sight of and within 50 feet of, the plumbing, heating, or air conditioning equipment served;
- (3) originates at the load-side terminals of the protective isolating device;
- (4) except for control wiring, is physically adjacent to the plumbing, heating, and air conditioning equipment involved and is in sight of and not more than 50 feet from the equipment. Control wiring that receives its control power from the plumbing, heating, and air conditioning equipment involved may extend beyond these limits if the control voltage does not exceed 120 volts to ground and the wiring is protected from overcurrent; and

(5) is not installed in a location considered as hazardous under the National Electrical Code.

(B) A specialty electric sign electrician license (SP-ES) authorizes the licensee to install, maintain, or repair electric wiring or devices only as an incident to the licensee's electric sign business. Furthermore, the license authorizes the licensee to install, maintain, or repair only wiring that is directly related to electric signs and is electrically isolated from the building wiring system. Wiring that is directly related differs depending on the type sign involved.

(1) Except for electric signs described in subdivisions (2), (3), and (4) of this Rule, related wiring is the portion of the electric sign wiring that originates at the load-side terminals of a disconnecting means located immediately adjacent to the electric sign involved, or originates within a junction box so located. Related wiring does not include the installation of the disconnecting means, complete with line-side connections, or the installation of the junction box, complete with free-length circuit conductors to accommodate the connection of the related wiring in the box.

- (2) For electric sign installations having sign transformers installed physically apart from the sign, related wiring is the portion of the electric sign wiring that originates at the load-side terminals of a disconnecting means located immediately adjacent to the sign transformer supplying the electric sign involved, or originates within a junction box so located. Related wiring does not include the installation of the disconnecting means, complete with line-side connections, or the installation of the junction box, complete with free-length circuit conductors to accommodate the connection of the related wiring in the box.
- (3) for permanent free-standing electric sign installations supplied through underground circuit conductors, supplied through underground circuit conductors, related wiring is the portion of the electric sign wiring that originates at a wiring termination point located at, within, or immediately above the permanent base for the sign structure.

Related wiring does not include the installation of:

(a) a junction box, located at, within, or immediately above the permanent base for the sign, complete with free-length circuit conductors to accommodate the connection of the related wiring; or

(b) if the base of the sign structure is suitable for use as a raceway, the installation of bushing, complete with free-length circuit conductors extending through to accommodate the connection of the related wiring within the sign structure raceway.

(4) For electric signs specifically designed to be connected directly to the building wiring raceway or cable supply, related wiring is the portion of the electric sign wiring that originates at the point where the free-length circuit conductors extend through the building wiring raceway or cable at the specifically designed supply location for the electric sign involved. Related wiring does not include the installation of the building wiring raceway or cable system to the specifically designated point of supply for the electric sign involved, complete with free-length circuit conductors extending through the building wiring raceway or cable to accommodate the connection of the related wiring.

(C) A specialty single family residential dwelling electrician license (SP-SFD) authorizes the licensee to install, maintain, or repair only electrical wiring and devices that are in or on a single family residential dwelling or an ancillary to a single family residential dwelling. Electrical work that is covered by another special restricted license can be performed by a SP-SFD licensee without obtaining the other special restricted license as long as it is in or on a single family residential dwelling or an ancillary to a single family residential dwelling.

(1) A "single family residential dwelling" is a building or a manufactured home that is designed and used only for habitation by one family and is not physically attached to any other building or structure. Cabanas, porches, room additions, and similar structures are considered part of a single family dwelling if they are designed for and used only for residential purposes by the occupants of the dwelling.

(2) Definitions. The following definitions apply in this Rule:

(a) An "ancillary" to a single family residential dwelling is an appurtenance or an out-building or similar structure associated with the single family dwelling such as a detached residential garage or carport, a farm or household equipment storage shed, a barn, a pump house, an electric fence, or yard lighting.

(b) "Habitation" means the occupancy of a dwelling primarily or exclusively for residential purposes.

(D) A specialty low voltage electrician license (SP-LV)

(Fire and Burglar Alarm Systems) authorizes the licensee to install, maintain, or repair only low voltage wiring, 80 volts or less, and directly related wiring. Wiring is directly related if it:

(1) originates at the load-side terminals of a disconnecting means or junction box that:

(a) has been installed, complete with line-side connections, by others for the specific purpose of supply the low voltage wiring system involved; and

(b) is permanently and legibly marked to identify the low voltage wiring system supplied; and

(2) is not installed in a location considered as hazardous under the National Electrical Code.

(E) A specialty elevator electrician license (SP-EL)

(Elevators, Dumbwaiter(s), Escalator(s), Moving Walk(s) and Personnel Hoist(s)) authorizes the licensee to install, maintain, or repair electric wiring only as an incident to the licensee's elevator, dumbwaiter, escalator, moving walk, or personnel hoist business. Furthermore, the license authorizes the licensee to install, maintain, or repair only electrical wiring that:

- (1) is an integral part of an elevator, dumbwaiter escalator, moving walk, or personnel hoist;
- (2) is electrically isolated from the building wiring system by means of an overcurrent protective device, such as a safety switch or circuit breaker, that has been installed, complete with line-side connections, by others; and
- (3) originates at the load-side terminals of the protective isolating device, referred to as "beyond the disconnection means."

2:05. "Electrical Work" - means the installation of wires, conduits, apparatus, fixtures, other appliances, equipment, or systems for transmitting, carrying, controlling, or using electricity for light, heat, or power purposes. Controlling is not intended to mean low voltage temperature controls.

2:06. "License" - means a valid and current certificate of competency issued by the State Fire Marshal.

2:07. "Electrical Contractor" - means a person, firm or corporation who engages in the business of electrical work or employs master electricians, journeyman electricians, apprentice electricians for the construction, alteration or repair of any electrical wiring, equipment or systems for the purpose of controlling or furnishing heat, light or power.

2:08. "Supervise or Supervision" means the drafting, coordinating and directing of the design, layout and load calculations of electrical systems. It is the intent of the word "supervise or supervision" that electrical design, layout and calculations be done by a Master Electrician. Supervision does not require that a master electrician to be physically present with a journeyman electrician during the electrical work. Apprentice electrician shall be supervised by a Master or Journeyman electrician. There shall be no more than three apprentice electricians per each supervisor, by a Master or Journeyman electrician on the job site.

2:09. "Appliance" means utilization equipment sold at retail, generally other than industrial, normally built in standardized sizes or types, which is installed or connected as a unit to perform one or more functions such as clothes washing, air conditioning, food mixing, deep frying, etc.

2:10. "Posting of the License" as required by West Virginia Code 29-3B-2 means placing a copy of the electrician license issued by the State Fire Marshal on each job site where electrical work is being performed.

2:11. "Offer to do Electrical Work" means to agree to perform electrical work for compensation or hire.

2:12. "Design" - means to plan or layout electrical systems in sketches or drawings for use by licensed electricians. It includes, but is not limited to, determining the service components of electrical systems, the type and sizes of conductors, circuit breakers and other components of electrical systems necessary to accommodate the demand load.

2:13. "National Electrical Code" - The National Electrical Code for licensing of electricians is that code promulgated by the National Fire Protection Association. Copies of the National Electrical Code may be obtained at the expense of the party making request by writing: The National Fire Protection Association, Batterymarch Park, Quincy, MA 02269.

2:14. "State Fire Commission" - means the members of the West Virginia State Fire Commission appointed in accordance with W.V. Code 29-3-1 et seq.

2:15. "State Fire Marshal" - means the West Virginia State Fire Marshal and/or his designated representatives.

2:16. "Firm or Corporation" - means a lawful business entity which is qualified and authorized to do business in the State of West Virginia.

Section 3. Necessity of License and Local Ordinances

3:01. Necessity of License - Under provisions of applicable law, no electrical work may be performed, offered or engaged in for compensation or hire within the State of West Virginia by any person, firm, or corporation unless such person, firm, or corporation possesses a license issued by the State Fire Marshal in accordance with W.V. Code 29-3B-1 et. seq. and a copy of such license is posted on any job in which electrical work is being performed for hire. If any firm or corporation applies for, is granted and holds a valid electrician license, such license does not exempt electricians employed by, working directly or indirectly for, subcontracting for, or providing services to such firm or corporation from the requirement of also possessing an apprentice, journeyman or master electrician license.

3:02. Nonapplicability of Local Ordinances, Exclusive License - No municipality, local government, or county may require any license or other evidence of competence as an electrician from any person, firm, or corporation who or which holds a valid and current license issued by the State Fire Marshal, as a condition for the performance of electrical work within the State of West Virginia.

3:03. Exemptions; Nonapplicability of License Requirements

These rules do not apply to and no license is required for:

- (A) Any person who performs electrical work with respect to any property owned or leased by such person. For the purpose of this subparagraph: (1) "property owner" includes the property owner, lessee, and his or her maintenance personnel; and (2) "performs electrical work" includes routine maintenance, repairs, and improvements to existing structures, OR
- (B) Any person who performs electrical work at any manufacturing plant or other industrial establishment as an employee of the person, firm or corporation operating such plant or establishment, i.e. chemical industry, coal mining, manufacturing, and any other industries recognized in the Life Safety Code published by the National Fire Protection Association.
- (C) Any person who, while employed by a employer engaged in the business of selling appliances at retail, performs electrical work with respect to installation and repair of appliances as part of his regular duties provided the installation or repair of appliances does not require the entering of the electrical panel; or

- (D) Any person who, while employed by a public utility or any of its affiliates, performs electrical work in connection with the furnishing of public utility service; or
- (E) Any person who performs electrical work as a government employee at property owned/leased by the government.

Section 4. Qualifications for Examination

4:01. "Master License": To apply for a "master electrician license" a person must have five years of experience in electrical work of such breadth, independence and quality that such work indicates that the applicant is competent to perform all types of electrical work and can direct and instruct journeyman electricians and apprentice electricians in the performance of electrical work.

4:02. "Journeyman License": To apply for a "journeyman electrician's license", a person must have at least ~~two~~ four years of experience in performing electrical work under the direction or instruction of a master electrician or must have completed a ~~formal-apprentice-program-providing-actual-electrical work-experience-and-training-conducted-by-one-or-more-master electricians.~~ United States Department of Labor/Bureau of Apprenticeship and training registered electrical apprenticeship

program, or an electrical vocational education program of at least one thousand eighty hours in length approved by the state board of education.

4:03. "Apprentice License": To apply for an "apprentice electrician license", a person must have an interest in and an aptitude for performing electrical work. The apprentice is not capable of installing wires, conduits, apparatus, equipment, fixtures and other appliances by himself.

4:04. To apply for a Specialty electrician license, a person must have at least two years experience in their area of specialty of which 1 year may be obtained through educational programs.

Section 5. Examinations

5:01. Examination Required - After the effective date of these rules the State Fire Marshal shall issue an electrician license only to that person who has satisfactorily passed an examination for the level of licensure applied for, and who has otherwise met and complied with the requirements of these rules.

5:02. Form of Request - An applicant requesting an examination under the provisions of these rules must, as a condition precedent to such examination, furnish the State Fire Marshal with:

- (A) The class of license for which he/she seeks licensure, i.e. Master, Journeyman, ~~or~~ Apprentice, or Specialty; and

- (B) A twenty-five dollar (\$25.00) fee, for the Master, Journeyman or Specialty examination or ten dollars (\$10.00) for the Apprentice examination. The fee is not returnable.
- (C) A history of experience and qualifications which must equal the years experience required for the level of licensure that the applicant is seeking.

5:03. Classification Levels - An applicant must meet the minimum experience requirement in order to determine the appropriate licensure level for which to seek examination:

MINIMUM EXPERIENCE AS	EXAMINATION
Less than <u>2 1/2</u> years	Apprentice Electrician
<u>4 2-10-5-years or more</u>	Journeyman Electrician
5 years or more	Master Electrician
<u>2 years</u> or more	<u>Specialty Electrician</u>

5:04. The examination fee for testing will be forfeited by any applicant who fails to appear for examination unless at least 24 hours notification is given to the State Fire Marshal's Office prior to examination date. An additional examination fee must be paid to the State Fire Marshal if the applicant reapplies for the examination after not appearing for the first examination.

5:05. Failure to Meet Experience and/or Qualifications - Any person who fails to meet the required experience or qualifications for a certain level of licensure, when applying for an

examination may change their application and select a lower level of licensure for which they do qualify without having to pay an additional fee.

5:06. Age Requirement - An applicant must be 18 years of age in order to take any examination or to be issued a license.

5:07. Time of Request - An applicant must comply with the requirements of Subsection 5:02 of this rule no later than ten (10) working days in advance of the next scheduled examination in order to receive the authorization for testing.

5:08. Authorization Form Required - An applicant complying with Subsections 5:02 and 5:07 of this rule will be issued a written authorization form acknowledging receipt of the application fee and setting forth the level of competency for which testing is authorized. No person will be permitted to take the examination who is unable to present the authorization form at the place of examination.

5:09. License Fee - Upon passing the examination, the applicant will receive the appropriate license.

5:10. Scheduling of Examinations - Under provisions of applicable law, the State Fire Marshal shall prepare and arrange for the giving of examinations at least four (4) times each year. Such examinations will regularly be held on the second Tuesday (excluding holidays) in the months of January, April, July and October. The State Fire Marshal may schedule examinations at such additional times as he deems necessary.

5:11. Location of Testing Centers - Tests will be given at the Capitol Complex, Charleston, WV at least four times a year. Tests at other locations may be scheduled provided a sufficient number of applications have pre-registered. Notification of test locations to each applicant will be provided as required in subsection 5:08 of this rule.

5:12. Source of Questions - All examinations will be derived from the National Electrical Code published by the National Fire Protection Association. Each examination for each class of license will be appropriate in subject matter, difficulty and depth of understanding.

5:13. Passing Grade - a passing grade of at least eighty percent (80%) on any test is required to permit the State Fire Marshal to issue an electrician license to any applicant.

5:14. Failing Grade - An applicant who fails to make the required passing score on any examination may retake the same examination or a lesser class examination upon the payment of a fee of ten dollars (\$10.00) and upon submission of a new application for examination.

Section 6. License Without Examination.

6:01. License - An applicant who is enrolled in a formal electrical apprenticeship program and registered with the United States department of labor/bureau of apprenticeship and training

or enrolled in an electrical vocational education program of at least one thousand eighty hours in length and approved by the state board of education may be issued a one time temporary apprentice license for 180 days which is not renewable.

6:02. An applicant who has completed a United States department of labor/bureau of apprenticeship and training registered electrical apprenticeship program, or an electrical vocational education program of at least one thousand eighty hours in length and approved by the state board of education and has at least four years of experience in performing electrical work may be issued a one time temporary master or journeyman license for 90 days which is not renewable in a lifetime.

6:03. An applicant for a one time temporary license in Section 6:01 shall pay a fee of twenty-five dollars (\$25.00) and in Section 6:02 shall pay a fee of fifty dollars (\$50.00).

Section 7. Expiration and Renewal

7:01. Expiration - All electrician licenses issued by the State Fire Marshal expire on the thirtieth (30th) day of June each year.

7:02. Renewal Fee Required - The State Fire Marshal shall renew annually the electrician license of any licensee who makes application and upon payment of a renewal fee of fifty dollars (\$50.00). It shall be the individual's responsibility to submit their license renewal request to the State Fire Marshal.

7:03. Renewal After Expiration - All electricians licenses not renewed in accordance with the provisions of Subsection 7:02 of this rule may be renewed by paying the fifty dollar (\$50.00) license fee and a fifteen (\$15.00) penalty fee within the licensure year. No person, firm, or corporation may perform electrical work during the period of time their license is expired, but, a person, firm, or corporation may resume work upon receiving their deferred license. Any person, firm, or corporation failing to renew their license for a period of one year from its expiration shall forfeit their license and will be required to apply and take the examination for the level of licensure for which he/she qualifies in accordance with these rules.

Section 8. Denial, Revocation or Suspension of License

8:01. Denial of License - A license will be denied any applicant who: (a) fails to make a passing score of 80% on any examination; or (b) fails to provide evidence of the required experience and/or qualifications for the class of license.

8:02. Suspension or Revocation of License - The State Fire Marshal may upon written complaint or his own inquiry, after notice and hearing as provided by W.V. Code 29A-5-1 et seq. suspend or revoke the license of any person who holds a license if:

A. The license was granted upon an application or documents supporting such application which materially misstated the terms of the applicant's qualifications or experience; or

B. The licensee subscribed or vouched for such misstatement by an applicant; or

C. The licensee incompetently or unsafely performs electrical work; or

D. The licensee violated any statute of the state of West Virginia, any rule lawfully promulgated by an agency of the state of West Virginia or any ordinance of any municipality or county of the state of West Virginia which protects the consumer or public against unfair, unsafe, unlawful or improper business practices; or

E. The licensee fails to comply with any rule of the State Fire Marshal promulgated to fulfill his responsibilities under W.V. Code 29-3B-1 et. seq.

Section 9. Licensing Reciprocity.

9:01. General Requirements

(a) The state fire marshal may enter into formal reciprocal agreements with other jurisdictions whereby nonresident electricians licensed by the other jurisdictions may obtain a West Virginia electrician license without written examination provided:

(1) The applicant furnishes to the State Fire Marshal a written statement from his/her jurisdiction certifying that he/she holds a current electrician license issued by that jurisdiction;

(2) The individual is duly qualified for the license currently issued to the applicant by his jurisdiction;

- (3) The applicant files an application on a form provided by the State Fire Marshal requesting a license under the formal licensing reciprocity agreement currently in effect between the State Fire Marshal and the applicant's jurisdiction;
- (4) Except for the written examination requirement, the applicant furnishes to the State Fire Marshal information satisfactorily verifying to the State Fire Marshal that he meets all the applicable sections of these rules; and
- (5) The applicant furnishes to the State Fire Marshal his check or money order for the annual license fee as required in Section 7 of these rules for the specific license classification requested.

(b) The expiration date for each license issued under a formal reciprocal agreement shall be as required in Section 7.

(c) The renewal due date and late filing penalty for a license issued under a formal reciprocal agreement shall be as required in Section 7.

(d) Each license issued under a specific formal reciprocal agreement shall not be renewed if the formal reciprocal agreement becomes invalid for any reason.

(e) Exact copies of all formal reciprocal agreements entered into by the State Fire Marshal shall be maintained in the office of the State Fire Marshal.

(f) A person is not eligible for a reciprocal electrician license who has taken an examination in the State of West Virginia and failed the examination or who has failed to renew the electrician license in accordance with Section 7.

Section 10. Effect of Noncompliance

10:01. Any person, firm, corporation or employee thereof, or any representative, member or officer of such firm or corporation, individually, entering upon or engaging in the business of performing any electrical work as defined in W.V. Code 29-3B-1 et seq. and these rules, without possessing the required license or otherwise complying with W.V. Code 29-3B-1 et seq., is for the first offense guilty of a misdemeanor, and, upon conviction thereof, shall be fined not more than one hundred dollars. For a second and each subsequent offense, the penalty and punishment is a fine of not less than one hundred dollars nor more than five hundred dollars.

Each day during which such electrical work is performed without the required license or while in non-compliance with any of the provisions of W.V. Code 29-3B-1 et seq., after official notice that such work is unlawful, is a separate offense.

Any electrical work performed by a person, firm or corporation which is determined by the State Fire Marshal to constitute a safety or health hazard to members of the public or any electrical work of an extensive nature being performed by any

person without the required license or otherwise in noncompliance with the requirements of this article or contrary to an order or rule promulgated lawfully by the State Fire Marshal, is subject to a civil action in the name of the state in the circuit court of the county, where such work is being performed for an injunction against such person, firm or corporation, enjoining such work or violation. A circuit court by mandatory or prohibitory injunction may compel compliance with the provisions of W.V. Code 29-3B-1 et seq., with the lawful orders of the State Fire Marshal and with any final decision of the State Fire Marshal or State Fire Commission. The State Fire Marshal shall be represented in all such proceedings by the attorney general or his assistants.

Section 11. Disposition of Fees, Fines and Other Receipts

11:01. All fees and other monies received as a result of actions under this article shall be paid to the State Fire Marshal and deposited by him in a special account with the State Treasurer.

11:02. The fees deposited in the special account shall be used as provided by W.V. Code 29-3-12(b).

Section 12. Enforcement

12:01. Enforcement of Licensure Requirements - In the course of investigating complaints as authorized under the West Virginia Code, the State Fire Marshal and/or his designated representative shall inquire respecting the licensure of person(s), firm(s), or corporation(s) in compliance with W.V. Code 29-3B-1, et seq. and these rules.

12:02. Enforcement by Others - Any citizen, law enforcement official or other official of any state, county, or municipal government agency, upon observing an infraction of the licensure requirements of W.V. Code 29-3B-1 et seq. may make a written complaint to the office of the State Fire Marshal or alternatively may initiate a complaint with any magistrate, court or law enforcement agency. When a complaint is made to the Office of the State Fire Marshal, that Office shall investigate the complaint, make a written report respecting its findings and take any enforcement measures required by W.V. Code 29-3B-1 et seq.

Section 13. Orders and Decisions of State Fire Marshal and Appeals and Procedures for Appeals from Such Orders and Decisions.

Any person aggrieved by an order or final written decision of the State Fire Marshal based upon or made in the course of the administration or enforcement of the provisions of W.V. Code 29-3-1 et seq. or based upon or made pursuant to these

rules, and desiring to contest such order or written decision with the State Fire Commission. Preservation of the right to an appeal and the procedure for the contested case is governed by this section and by the W.V. Code 29-3-1, et seq. and W.V. Code, Chapter 29A.

13:01. State Fire marshal's Order and Decisions are Final and Conclusive - Any order or final written decision of the State Fire Marshal based upon or made in the course of the administration or enforcement of the provisions of W.V. Code 29-3-1 et seq. or based upon or made pursuant to these rules is final unless vacated or modified upon review pursuant to the appeal rights and procedures provided by the official code of W. V. and this rule.

13:02. Appeal Petition - The appeal petition shall be typewritten, styled "Appeal Petition", and submitted with an original and one (1) copy. It shall be complete in itself so as to fully state the matters contested. No telegram, telephone call, or similar communication will be regarded as an appeal petition. The petition shall contain and include the following:

(A) a copy of the order or decision of the State Fire Marshal being contested;

(B) a clear and concise assignment of each error which the petitioner alleges to have been committed by the State Fire Marshal in issuing said order or decision with each assignment of error being shown in separately numbered paragraphs;

(C) a clear and concise statement of fact upon which the petitioner relies as sustaining his assignment of errors;

(D) the address petitioner desires to have all notices, documents, and the final order of the State Fire Commission mailed to;

(E) the telephone number or numbers where petitioner can be contacted;

(F) the names and addresses of all persons having any ownership interest in the property which is the subject of the State Fire Marshal's order being contested;

(G) a prayer setting forth the relief sought; and

(H) the signature of the petitioner or its duly authorized officer.

13.03 Time Requirement and Manner of Filing Appeal
Petition - An appeal petition must be personally delivered or mailed to the State Fire Marshal within thirty (30) days following service upon the petitioner, or within thirty (30) days following actual receipt if service be not required or for some reason not made of the order or decision being contested. Appeal petitions shall be sent by certified mail, return receipt requested, and are timely if postmarked within the thirty (30) day period. Any appeal petition not delivered or mailed within the thirty (30) day period is not timely filed and the order or decision of the State Fire Marshal being contested is final.

13.04 Copy of Appeal Petition to State Fire Commission

- Upon receipt of an appeal petition, the State Fire Marshal shall forthwith supply a copy of the petition to the State Fire Commission together with an opinion by the State Fire Marshal regarding the urgency of the matter being contested. If The State Fire Marshal elects to file a response to the appeal petition, he shall deliver a copy of the response to the State Fire Commission and mail a copy to the petitioner.

13.05 Scheduling Appeal Petition for and Notice of

Hearing - The State Fire Commission through the State Fire Marshal shall schedule a hearing on the appeal petition giving the petitioner and the State Fire Marshal at least ten (10) days written notice of the date, time, and place of the hearing. The notice to the petitioner shall be by personal delivery or by certified mail, return receipt requested, shall contain a short and plain statement of the matters to be considered at the hearing, shall contain a copy of the State Fire Marshal's response, if any, to the appeal petition, and shall be mailed or personally delivered by the State Fire Marshal no later than thirty (30) days after receipt of the appeal petition. A copy of the said notice to the petitioner shall be supplied to the State Fire Marshal. Any hearing shall be conducted at a designated location at the State Capitol in Charleston, West Virginia.

13.06 Authorized Representative - The petitioner may

appear individually, or by counsel.

13.07 Continuances - A motion for continuance shall not be granted unless made in writing three days before the hearing, or during the hearing, in either case for good and sufficient cause. Upon consideration of a motion for continuance, the urgency of the situation shall be determined and taken into consideration. Conflicting engagements of counsel or the employment of new counsel are not good grounds for a continuance, unless set forth in a motion filed promptly after the notice of hearing has been mailed, or unless extenuating circumstances are shown, which the State Fire Commission or hearing examiner considers adequate.

13.08 Absence of Petitioner or Counsel at the Scheduled Hearing - A hearing shall not be delayed or continued due to the absence of the petitioner or his legal counsel at a hearing, after service of notice of time, date, and place. The hearing shall proceed and the case shall be submitted for decision on the part of the absent petitioner or petitioners.

13.09 Hearing Examiner - Any member of the State Fire Commission may conduct a hearing on an appeal petition, issue subpoenas and subpoenas duces tecum, and shall have full authority to conduct the proceedings on an appeal petition, and when so acting in such capacity shall be referred to as the hearing examiner. Alternatively, the State Fire Commission may authorize and empower an impartial attorney as a hearing examiner with the specific powers listed in W. V. Code 29A-5-1(d).

13.10 Subpoenas and Subpoenas Duces Tecum - At any hearing held hereunder, the testimony of witnesses and the production of documentary evidence may be required through the use of subpoenas and subpoenas duces tecum. Subpoenas or subpoenas duces tecum may be issued at the request of the petitioner, the State Fire Marshal, or of the State Fire Commission, and shall be issued by and in the name of the State Fire Commission.

Every subpoena and/or subpoena duces tecum is required to prove service at least five (5) days before the return date thereof, either by personal service made by any person eighteen (18) years of age, or older, or by registered or certified mail, but a return acknowledgement signed by the person to whom the subpoena or subpoena duces tecum is directed is required to prove service by registered or certified mail.

Any party requesting a subpoena or subpoena duces tecum must see that it is properly served. Service of a subpoena or subpoena duces tecum issued at the insistence of the State Fire Commission is the responsibility of such Commission.

Any public official who serves any subpoena or subpoena duces tecum shall be entitled to the same fee as a Sheriff who serves a witness subpoena for a circuit court of this state; and fees for the attendance and travel of witnesses be the same as for witnesses before the circuit courts of this state. All fees shall be paid by the State Fire Commission if the sub-

poena or subpoena duces tecum is issued at the instance of the Commission. All such fees related to any subpoena or subpoena duces tecum issued at the instance of the petitioner or the State Fire Marshal shall be paid by the party requesting such subpoena or subpoena duces tecum.

A request for a subpoena or subpoena duces tecum shall be in writing and shall contain a statement acknowledging that the requesting party agrees to pay the required fee.

Any person receiving a subpoena or subpoena duces tecum issued hereunder shall honor the same as though it were issued by a circuit court of the state, and shall appear as a witness and/or produce such books, records, or papers in response to such subpoena or subpoena duces tecum. In case of disobedience or neglect of any subpoena or subpoena duces tecum served on any person or the refusal of any witness to testify to any matter regarding which he or she may be lawfully interrogated, the circuit court of the county in which the hearing is being held, upon application by the State Fire Commission, shall compel obedience by attachment proceedings for contempt as in the case of disobedience of the requirements of a subpoena or subpoena duces tecum issued from such circuit court or a refusal to testify therein.

13.11 Evidence

(A) All witnesses appearing at such hearing shall testify under oath or affirmation. Every adverse party shall have the right to cross-examination witnesses who testify, and shall have the right to submit rebuttal evidence.

(B) All relevant and material evidence, including papers, records, agency staff memoranda and documents in the possession of the State Fire Commission or the State Fire Marshal of which either party desires to avail himself, may be offered and made a part of the record in the case.

(C) Irrelevant, immaterial, or unduly repetitious evidence shall be excluded. Except as otherwise herein stated, the rules of evidence as applied in civil cases in the circuit courts of this state shall be followed in considering the admissibility of evidence. However, when necessary to ascertain facts not reasonably susceptible of proof under those rules, reasonably authenticated evidence not admissible thereunder may be admitted, except where precluded by the official code of W.V. or privilege, if it is of a type commonly relied upon by reasonably prudent men in the conduct of their affairs.

13.12 Record of Proceeding - All of the testimony, evidence and rulings on admissibility of evidence at any such hear-

13.15 Judicial Review - The petitioner or by the State Fire Marshal may appeal the Commission's decision to the circuit court of the county where the premises are totally or partially located, if the appeal is filed within thirty (30) days after the date upon which party was served with a copy of the final order or decision of the State Fire Commission. The final order signed by the State Fire Commission is final if the proceedings for judicial review are not instituted within the said thirty (30) day period.

Section 14. Severability

14:01. The sections of this rule are severable. Should any section be declared by judicial opinion unconstitutional or in any manner contrary to the laws of the State of West Virginia, that particular section shall be invalid and all other sections shall remain in full force and effect.

REGISTRATION OF PUBLIC
AT
PUBLIC HEARING, CHARLESTON, WV

ELECTRICIAN LICENSING RULES

DATE: AUGUST 3, 1992

NAME (Please Print Clearly)	ADDRESS	REPRESENTING	PLEASE CHECK (X) IF YOU DESIRE TO MAKE A STATEMENT
BRYAN LITTEFIELD	P.O. Box 475 Pleasant 154 Cherry Lane DANVILLE WV 25063	Pleasant Valley Hospital	
SAMUEL C. HOLSTEAD	2100 Washington St Charleston, WV	State Fire Marshal	
DAVID CROSS	P.O. Box 176 HARRISBURG WV	WV Highway & Air Control Ass'n	
Harold FOLIOINE	205-1st Ave NITRO, WV 25113	WV HVAC & Electric Contractors Assoc	X
LEFF MOORE			

COMMENTS BEFORE THE
WEST VIRGINIA STATE FIRE COMMISSION

PUBLIC HEARING
REVISION OF THE
ELECTRICIAN LICENSING RULES

August 3, 1992
Conference Center Room C
Capitol Complex
Charleston, WV

These comments submitted on
behalf of

West Virginia Heating, Ventilating,
Air Conditioning and Electrical
Contractors Association
205 First Avenue
Nitro, WV 25143

Good Morning! My name is Leff Moore and I am appearing here as the Executive Director of the WV Heating, Ventilating, Air Conditioning and Electrical Contractors Association, Inc. This Association represents several hundred contractors from throughout West Virginia. These contractors are, in many cases, licensees of this board. Thousands of licenses of this board are the employees of our contractor members. As electricians and the employees of electricians, we have an important interest in the revision of the electrician licensing rule.

I am grateful that the state fire marshall included me, as a member of this Association, in an advisory capacity during the formative stages of the revision of the regulations. Our Association is also grateful for the commission and its staff and the cooperative way we worked to achieve a compromise change in the authorizing legislation. Business, labor and this agency worked closely to achieve consensus during the legislative process. It is our desire to achieve that same consensus in the finalization of the emergency rule and the ultimate adoption as permanent rules by this board and by the legislature.

While most West Virginia electricians did not seek a change in the law or regulations, we cooperated with those representatives of the fire marshalls office and particularly labor unions in their efforts to modify the law to address certain restrictive problem areas. We believe that the new law is well conceived and provides a basis for regulations that is in the best interest of the public, electricians, contractors, labor unions and the state fire commission.

The emergency rules filed by this commission on our about July 1, 1992 are generally supported by our industry and the thousands of licensees we represent with the exceptions noted below.

We believe that with some minor modification these proposed rules will serve the citizens of West Virginia, electricians and contractors well. While our opposition to the proposed rules is not broad in scope, it is extremely strong in its resolve. Our organization has considered these rules carefully, judicially and with much study. As a result of this effort, we strongly urge the West Virginia State Fire Commission to amend the agency's proposed rule as follows:

Section 2:02 -- We urge that the new language but may make changes in the design layout for compliance to the National Electrical Code be deleted from the proposed rule. It is our position that a journeyman electrician should be not permitted "to make changes in the design" of electrical systems. Changing

the design of an electrical system is equal to and requires a knowledge and understanding of a master electrician. To allow journeyman electricians the ability to "make changes in design layout" provides journeymen with capabilities far beyond their level of training.

Section 2:04 -- SPECIAL ELECTRICIAN LICENSES -- We note that the legislation enables the state fire commission to create certain specialty electrician license classifications. We note that specialty A, specialty B and specialty D which are restricted to plumbing, heating and air conditioning. Specialty electrical sign and low voltage electrician licenses all deal with wiring that is generally restricted in circuits or voltage isolated from the main wiring of the building by an over current protective isolated device or has been installed, complete with line side connections by master or journeymen electricians. These specialties also are generally required to make connections to existing systems that have been designed and installed by a master or journeyman electrician. While we are less than enthusiastic about the creation of any specialty category, we can support the creation of these specialties by this commission because of the restrictions and limitations places on these specialties by the rule. These limitations fully acknowledge that the main system in the structure needs to be designed and installed by a licensed trained man or professional who is knowledgeable and qualified to do complete electrical systems.

Our Association strongly opposes the inclusion of Section C under Section 2:04. Sub section C allows for the creation of a special licenses for electrical work in single family residential dwelling or ancillary structures. This specialty unlike the others proposed in the rule would create a class license that would allow for the design, installation, maintenance or repair of wiring and "devises" in single family residential homes. A "devise" is not defined. We believe that the creation of this special category will result in perpetuation of untrained, under qualified electricians working on single family residential structures in West Virginia. It is our position that the design and installation of an electrical system in a single family residence is no less important and in some respects requires equal knowledge to the installation of electrical systems in a commercial building. We further believe that there are hundreds of West Virginia licensed electricians who currently hold licenses who are anxiously seeking work. We believe an existing labor pool of licensed and journeymen electricians would be greatly harmed by the inclusion of this specialty category in the West Virginia electrical licensing system. It is our position that the testing for journeyman and master levels of knowledge should be no greater than the level of knowledge required for single family residential dwellings with the increased size of residential dwellings some of which require three phase power. We believe that the creation of this special license is wrong, is not needed and will result in a overall reduction in the quality

of electrical work in West Virginia's single family residential dwellings in the years ahead. We urge that the specialty category C be stricken from the proposed rule.

Our Association is concerned about the addition of the word "controlling" to the definition of electrical work in Section 2:05. Fan limit switches and various component parts of heating and cooling equipment including thermostats could be considered controlling the use of electricity. Such an interpretation of the word controlling could mean that thousands of trained technicians would be required to obtain electrician licenses although their work was directly related to the manufacture, installation or repair of an engineered or manufactured system like an high energy efficient gas furnace. We urge the striking of the word controlling in Section 2:05 or a definition for the word controlling developed and added to the rule in order to clarify the meaning of the word controlling.

We would urge that the commission consider a revision in Section 5:13 regarding the percentage necessary to achieve a passing grade on any electrical licensing test. Our membership strongly urges that the commission consider establishing seventy percent (70%) grade on any test as the level required to permit the state fire marshall to issue an electrician license to any applicant. We believe this percentage will approximate the required percentage in some neighboring jurisdictions in accordance with many recognized industry standards.

With regard to Section 6:02 -- Our organization urges the following amendment. Following the words may be issued a one time... we would urge that you include the words in a lifetime preceding the completion of the sentence "temporary master or journeymen license for ninety days which is not renewable". The current proposed language might be applied to shorter time frames, such as annual, monthly, etc. by administrative interpretation. By adding the language in a lifetime the one time non-renewable is absolutely clear. We believe that this clarification is generally non controversial and assures that the legislative intent is achieved.

We understand that those contractors who are primarily engaged in the construction of single family residences will strongly oppose our Associations position. Electrician licensing has been required in this state for many many years without the creation of a specialty category for residential electricians. We are confident that we can demonstrate an adequate labor pool of current licenses for this industry without the creation of this specialty license.

We urge this commission to make the changes in the proposed electrician licensing rule that we have respectfully requested. Our industry remains concerned and frustrated surrounding the overall level of enforcement of existing law. We recognize that the purpose of this hearing is to consider the changes in the rule. We can only hope that this commission through its staff will continue aggressively pursuing those who violate

the West Virginia Electrician Licensing law and its adopted regulations. We are grateful for the opportunity to provide our Associations position to this commission and for the spirit of cooperation and openness displayed by the fire marshall and his staff. We urge the commission to adopt our recommendations. We look forward to working with this commission to achieve a higher level of public safety through the protection of lives and property by the aggressive enforcement of the National Electrical Code and the licensees of this board.

Charles E. Bolyard & Son, Inc.

Electrical Contractor

Post Office Box 157
Kingwood, West Virginia 26537
Phone (304) 329-1330

WV 005008

August 5, 1992

Walter Smittle III
State Fire Marshall
2100 Washington Street, East
Charleston, West Virginia 25305

RECEIVED
AUG 07 1992

WV FIRE COMM
State Fire Marshall

Dear Mr. Smittle

I am writing in regards to the Proposed changes in the Electrician Licensing Rules.

We are a small Electrical Contractor, the same as a lot of other small Electrical Contractors over the State of West Virginia, and to make it easy for such as the home builders to obtain a special License would degrade our industry. We urge you and your committees to accept the comments submitted by Mr. Leff Moore on behalf of HVAC and ECA on August 3, 1992. We feel that it is very important to our trade.

Thank You for hearing and involving the Association and it members.

Sincerely

Charles E. Bolyard Sr.
Charles E. Bolyard Sr.
Board Member of the ECA

Copy: HVAC & ECA

DAVID DARNOLD COMPANY
515 THIRD AVENUE
P.O. BOX 8482
SO. CHAS., WV 25303
(304) 744-8474

August 6, 1992

Walter Smittle III
State Fire Marshall
2100 Washington Street E.
Chas., WV 25305

Dr. Mr. Smittle,

I as a member of the West Virginia Heating, Ventilation, Air Conditioning & Electrical Contractors Association would like to urge the State Fire Marshall's office to adopt the proposed rule changes the association has outlined in a public meeting held by the State Fire Marshall.

Sincerely,

David Darnold

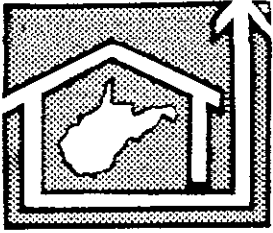
David R. Darnold
Owner

DD/bjb

RECEIVED

AUG 07 1992

**WV FIRE COMM
STATE FIRE MARSHAL**

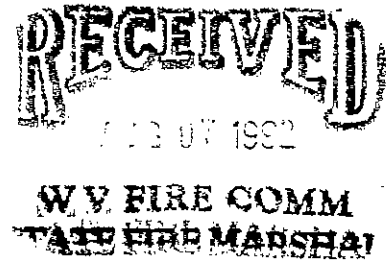


Home Builders Association of West Virginia

700 Virginia Street, W.
Charleston, WV 25302
Phone: (304) 342-5176
FAX (304) 342-5177

President
Sandra J. Dunn
First Vice President
Robert L. Carvell
Second Vice President
Glenn H. Rohr
Secretary
Charlotte Sherman
Treasurer
Gerald D. Workman
National Director
Debbie Hawkins
National Representative
Bruce Van Wyk
Associate Member Director
Sue Straley
General Counsel
Robert T. Goldenberg
William F. Richmond, Jr.

August 7, 1992



Walter Smittle
State Fire Marshal
2100 Washington Street, East
Charleston, WV 25305

Re: Emergency Rules
Electricians' Licensing
Series II 29-3B

Dear Mr. Smittle:

West Virginia builders are pleased that your agency has recognized that they should be able to install, maintain and repair electrical wiring and devices in a single family residential dwelling without having to be a "master electrician".

Many West Virginia builders have successfully and safely performed such work for many years in residences they have constructed. As you well know, the electricians' licensing legislation that was passed a few years ago has created undue hardships in their businesses .. because of the stringent licensing test required for licensure.

Creating the "specialty licensing" category in HB 4231 that was passed during the 1992 legislative session .. and, including 'specialty single family residential dwelling' contractors within this specialty category will give many builders the opportunity to continue to house West Virginia at affordable prices, using their own personnel.

The West Virginia Contractors Licensing Board has recognized the residential construction industry in this manner by testing these contractors in a limited, specialty skills requirement test .. such as would be needed for their profession (and not a test that would be given to commercial and industrial contractors).



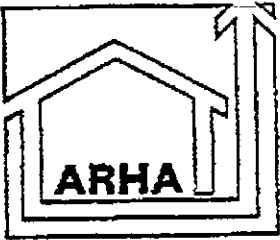
Walter Smittle
August 7, 1992
Page 2

We support the emergency rules that have been filed with the Secretary of State and will work with you and your staff to get it passed by the Legislative Rule Making Review Committee and the 1993 legislature.

Sincerely,

A handwritten signature in cursive script that reads "Sandra J. Dunn". The signature is written in dark ink and is positioned above the typed name and title.

Sandra J. Dunn
President



**APARTMENT & RENTAL
HOUSING ASSOCIATION
OF WEST VIRGINIA**

1225 Pineview Drive
Morgantown, WV 26505

August 7, 1992

Mr. Walter Smittle
State Fire Marshall
211 Washington Street, East
Charleston, WV 25305

Dear Mr. Smittle:

The Apartment and Rental Housing Association of West Virginia has carefully reviewed the proposed emergency rules as it relates to the revision in the electrical licensing procedures.

The Association believes that the modifications permitting new specialty categories is appropriate. It is our understanding that these revisions do not in any way modify the quality of the existing licenses for Master Electrician or Journeyman Electrician. With this in mind, we would urge promoting the adoption of the emergency rules by the Legislature as printed.

However, if this should in anywise restrict or limit the status of the aforementioned specific categories of electricians, this Association will strenuously oppose the adoption of the emergency rules by the Legislature. Therefore, I respectfully request notification relative to the modification, if any, of those specific categories.

Please advise if our Association can be of any assistance in your laudable effort to accommodate the new specialty categories which we believe to be appropriate.

Yours Truly,

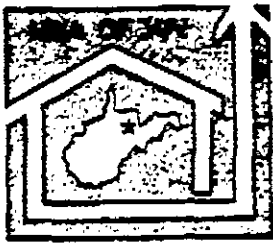
David H. Yoder
President

RECEIVED

AUG 11 1992

WV FIRE COMM
STATE FIRE MARSHAL

DHY/cam



NORTH CENTRAL WEST VIRGINIA HOME BUILDERS ASSOCIATION



Countries of
Barbour
Boone
Cabell
Carter
Harrison
Lewis
Mason
Monongalia
Preston
Randolph
Taylor
Tucker
Upshur

August 7, 1992

Mr. Walter Smittle
State Fire Marshall
211 Washington Street, East
Charleston, WV 25305

Dear Mr. Smittle:

At a regular meeting of the Board of Directors of the North Central West Virginia Home Builders Association on August 6, 1992, the Board reviewed the emergency rules for the licensing of electricians as proposed by your office.

The Board directed me to provide you with written notice that the Association supports the proposed emergency rules as printed without further amendment.

You are assured of our support in urging the Legislature to adopt the rules as printed and our members will actively support you in this effort.

Please advise if we may be of any assistance in this matter in the future.

Sincerely,

Chris A. Ilardi
Secretary

CAI/cam

RECEIVED
AUG 11 1992
WV FIRE COMM
STATE FIRE MARSHAL

STATE OF WEST VIRGINIA



WALTER SMITTLE III
State Fire Marshal
L. DARL CROSS
Deputy State Fire Marshal

GASTON CAPERTON
Governor
STATE FIRE MARSHAL
CHARLESTON, W. VA. 25305

2100 WASHINGTON STREET, E.
PHONE: (304) 348-2191

August 11, 1992

Mr. Leff Moore
Executive Director
HVAC and Electrical Contractors
205 First Avenue
Nitro, WV 25143

Re: PUBLIC HEARING, AUGUST 3, 1992

Dear Mr. Moore:

The following recommendations submitted by you on behalf of the associations you represent have been reviewed and considered. The recommendations, actions and substantiations regarding the proposed rule are included for your review. Thank you for your time and input in the development of the Electrician Licensing Rules.

RECOMMENDATION (1) - Delete new language in Section 2:02 at the end of the paragraph.

ACTION - Accept

SUBSTANTIATION - Design Layout is the significant difference between a Master and Journeyman electrician and accepting the recommendation continues to maintain a level of competency expected for a Master and Journeyman electrician.

RECOMMENDATION (2) - Delete 2:04 (C) in it's entirety.

ACTION - Reject

SUBSTANTIATION - The recommendation supports the idea that the electrician with this level of competency is less qualified than a Master or Journeyman electrician. However, the proposed examination is designed to ensure that individuals passing this test are competent in this limited area of expertise and are adequately trained.

Mr. Leff Moore
August 11, 1992
Page Two

The purpose of this specialty is to improve the quality of electrical work for single family residences throughout West Virginia.

The recommendation appears to be an economical issue between competitors and places an undue restriction on those deserving to work in this limited electrical field.

RECOMMENDATION (3) - (a) Strike the word controlling in Section 2:05 of (b) establish a definition for the word controlling.

ACTION - Reject (a)

SUBSTANTIATION - The word controlling cannot be deleted because the word is part of the state law.

ACTION - Accept (b)

SUBSTANTIATION - The word controlling is defined as "not meaning low voltage temperature controls" and has been added to Section 2:05 as part of the paragraph.

RECOMMENDATION (4) - In Section 5:13 lower the passing score from 80% to 70%.

ACTION - Reject

SUBSTANTIATION - Current statutory law requires a passing grade of 80%.

RECOMMENDATION (5) - In Section 6:02 add the words "in a lifetime" at the end of the paragraph.

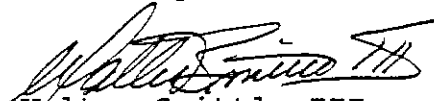
ACTION - Accept

SUBSTANTIATION - Adding the words "in a lifetime" clearly defines the intent of the law.

Mr. Leff Moore
August 11, 1992
Page Three

Again, I wish to thank you for your participation during the revision of these legislative rules.

Sincerely,

A handwritten signature in cursive script, appearing to read "Walter Smittle III".

Walter Smittle III
State Fire Marshal

WSIII/nlo

cc: David R. Darnold
cc: Charles E. Bolyard, Sr.

Ref: 081092-1

STATE OF WEST VIRGINIA



WALTER SMITTLE III
State Fire Marshal
L. DARL CROSS
Deputy State Fire Marshal

GASTON CAPERTON
Governor
STATE FIRE MARSHAL
CHARLESTON, W. VA. 25305

2100 WASHINGTON STREET, E.
PHONE: (304) 348-2191

August 11, 1992

Ms. Sandra J. Dunn
President
Home Builders Association of West Virginia
700 Virginia Street, West
Charleston, WV 25302

Re: Electrician Licensing Rules

Dear Ms. Dunn:

Thank you for your letter of support regarding the proposed rules for electrician licensing. As a result of comments reviewed during the public hearing, certain modifications were made to the proposed rules.

These recommendations include the following actions;

Recommendation 1: Delete new language in Section 2:02 at the end of the paragraph.

Action - Accept

Substantiation: Design Layout is the significant difference between a Master and Journeyman electrician and accepting the recommendation continues to maintain a level of competency expected for a Master and Journeyman electrician.

RECOMMENDATION (2) - Delete 2:04 (C) in it's entirety.

ACTION - Reject

SUBSTANTIATION - The recommendation supports the idea that the electrician with this level of competency is less qualified than a Master or Journeyman electrician. However, the proposed examination is designed to ensure that individuals passing this test are competent in this limited area of expertise and are adequately trained.

Ms. Sandra Dunn
August 11, 1992
Page Two

The purpose of this specialty is to improve the quality of electrical work for single family residences throughout West Virginia.

The recommendation appears to be an economical issue between competitors and places an undue restriction on those deserving to work in this limited electrical field.

RECOMMENDATION (3) - (a) Strike the word controlling in Section 2:05 of (b) establish a definition for the word controlling.

ACTION - Reject (a)

SUBSTANTIATION - The word controlling cannot be deleted because the word is part of the state law.

ACTION - Accept (b)

SUBSTANTIATION - The word controlling is defined as "not meaning low voltage temperature controls" and has been added to Section 2:05 as part of the paragraph.

RECOMMENDATION (4) - In Section 5:13 lower the passing score from 80% to 70%.

ACTION - Reject

SUBSTANTIATION - Current statutory law requires a passing grade of 80%.

RECOMMENDATION (5) - In Section 6:02 add the words "in a lifetime" at the end of the paragraph.

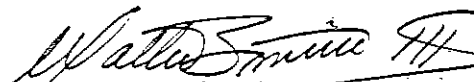
ACTION - Accept

Ms. Sandra Dunn
August 11, 1992
Page Three

SUBSTANTIATION - Adding the words "in a lifetime"
clearly defines the intent of the law.

I appreciate your association's comments and look forward to
the successful adoption of the rules.

Sincerely,



Walter Smittle III
State Fire Marshal

WSIII/nlc

Ref: 081192-1

STATE OF WEST VIRGINIA



WALTER SMITTLE III
State Fire Marshal
L. DARL CROSS
Deputy State Fire Marshal

GASTON CAPERTON
Governor
STATE FIRE MARSHAL
CHARLESTON, W. VA. 25305

2100 WASHINGTON STREET, E.
PHONE: (304) 348-2191

August 11, 1992

Mr. David H. Yoder
President
Apartment & Rental Housing Association of WV
1225 Pineview Drive
Morgantown, WV 26505

Re: Electrician Licensing Rules

Dear Mr. Yoder:

Thank you for your letter of support regarding the proposed rules for electrician licensing. As a result of comments reviewed during the public hearing, certain modifications were made to the proposed rules.

These recommendations include the following actions;

Recommendation 1: Delete new language in Section 2:02 at the end of the paragraph.

Action - Accept

Substantiation: Design Layout is the significant difference between a Master and Journeyman electrician and accepting the recommendation continues to maintain a level of competency expected for a Master and Journeyman electrician.

RECOMMENDATION (2) - Delete 2:04 (C) in it's entirety.

ACTION - Reject

SUBSTANTIATION - The recommendation supports the idea that the electrician with this level of competency is less qualified than a Master or Journeyman electrician. However, the proposed examination is designed to ensure that individuals passing this test are competent in this limited area of expertise and are adequately trained.

Mr. David Yoder
August 11, 1992
Page Two

The purpose of this specialty is to improve the quality of electrical work for single family residences throughout West Virginia.

The recommendation appears to be an economical issue between competitors and places an undue restriction on those deserving to work in this limited electrical field.

RECOMMENDATION (3) - (a) Strike the word controlling in Section 2:05 of (b) establish a definition for the word controlling.

ACTION - Reject (a)

SUBSTANTIATION - The word controlling cannot be deleted because the word is part of the state law.

ACTION - Accept (b)

SUBSTANTIATION - The word controlling is defined as "not meaning low voltage temperature controls" and has been added to Section 2:05 as part of the paragraph.

RECOMMENDATION (4) - In Section 5:13 lower the passing score from 80% to 70%.

ACTION - Reject

SUBSTANTIATION - Current statutory law requires a passing grade of 80%.

RECOMMENDATION (5) - In Section 6:02 add the words "in a lifetime" at the end of the paragraph.

ACTION - Accept

Mr. David Yoder
August 11, 1992
Page Three

SUBSTANTIATION - Adding the words "in a lifetime"
clearly defines the intent of the law.

I appreciate your association's comments and look forward to
the successful adoption of the rules.

Sincerely,



Walter Smittle III
State Fire Marshal

WSIII/nlo

cc: North Central West Virginia Home Builders Association

Ref: 081192-1

SUMMARY OF PROPOSED RULE
ELECTRICIAN LICENSING RULES

The electrician Licensing Rules have been revised to include new rules for specialty licenses, one-time temporary permits, and reciprocity agreements with other states. Additional clean-up language is provided to conform to the revised state law, 29-3B.

DEPARTMENT OF PUBLIC SAFETY



JOSEPH J. BOSTAR, III
Chairman

BILL SPENCER
Vice-Chairman

WILLIAM D. SITES
Secretary

GASTON CAPERTON, GOVERNOR

JOSEPH J. SKAFF
Secretary

STATE FIRE COMMISSION

Charleston, West Virginia 25305

WALTER SMITTLE III
State Fire Marshal
(304) 348-2191


NEWS RELEASE

The West Virginia State Fire Commission will conduct a public hearing on the revision of the Electrician Licensing Rules.

Interested persons may appear at the hearing on August 3, 1992, 10:00 AM, Conference Center Room C, Capitol Complex, Charleston, West Virginia.

Written and oral comments will be received during the public hearing.

Contact Person:

Walter Smittle III
State Fire Marshal 
2100 Washington Street, East
Charleston, WV 25305
(304) 558-2191

MAILING LIST

NAME	ADDRESS	CITY	STATE	ZIP CODE	REMARKS
BARBOUR DEMOCRAT	PO BOX 455, 113 CHURCH ST.	PHILIPPI	WV	26416	WEEKLY-WEDNESDAY
BECKLEY REGISTER/HERALD	P. O. BOX 2	BECKLEY	WV	25801	DAILY-SUNDAY
BRAXTON CITIZEN'S NEWS	501 MAIN	SUTTON	WV	25601	WEEKLY-MONDAY
BRAXTON DEMOCRAT/CENTRAL	P. O. BOX 427	SUTTON	WV	25601	WEEKLY-FRIDAY
BUCKHANNON RECORD-DELTA	7 NORTH LOCUST ST.	BUCKHANNON	WV	26201	WEEKLY-MON & WED.
CABELL RECORD	PO BOX 308, 1030 SMITH ST.	MILTON	WV	25541	WEEKLY-WEDNESDAY
CHARLESTON DAILY MAIL	1001 VIRGINIA ST. E.	CHARLESTON	WV	25301	DAILY-SUNDAY
CHARLESTON GAZETTE	1001 VIRGINIA ST. E.	CHARLESTON	WV	25301	DAILY-SUNDAY
CLARKSBURG EXPONENT/TELEGRAM	324-326 HEWES AVE.	CLARKSBURG	WV	26301	DAILY-SUNDAY
CLAY COUNTY FREE PRESS	BOX 160, CHURCH ST.	CLAY	WV	25043	WEEKLY-TUESDAY
COAL VALLEY NEWS	60 AVENUE C	MADISON	WV	25130	WEEKLY-WEDNESDAY
DOMINION POST	GREER BLDG., SABRATON	MORGANTOWN	WV	26505	DAILY, SUNDAY
FAYETTE TRIBUNE	417 MAIN STREET	OAK HILL	WV	25901	WEEKLY-MONDAY & THURSDAY
GRANT COUNTY PRESS	47 SOUTH MAIN ST.	PETERSBURG	WV	26947	WEEKLY-WEDNESDAY
GRANTSVILLE NEWS	BOX L, NO. RIVER ST.	GRANTSVILLE	WV	26147	WEEKLY-THURSDAY
GUYANDOTTE VOICE	RT. 10	CHAPMANVILLE	WV	25508	WEEKLY-WEDNESDAY
HAMPSHIRE REVIEW	25 SOUTH GRAFTON	ROMNEY	WV	26757	WEEKLY-WEDNESDAY
HANCOCK COUNTY COURIER	BOX 547	NEW CUMBERLAND	WV	26047	WEEKLY-THURSDAY
HERALD RECORD	202 EAST MAIN	WEST UNION	WV	26456	WEEKLY-TUESDAY
HINTON DAILY NEWS	BOX 1000, 210 SECOND AVE	HINTON	WV	25951	WEEKLY-TUESDAY
HURRICANE BREEZE	2813 MAIN ST.	HURRICANE	WV	25526	WEEKLY-THURSDAY
INDEPENDENT HERALD	P. O. BOX 100, RT. 10E	PINEVILLE	WV	24674	WEEKLY-WEDNESDAY
INDUSTRIAL NEWS	P. O. BOX 188	IAEGER	WV	24844	WEEKLY-WEDNESDAY
MEADOW RIVER POST	BOX 747	RAINELLE	WV	25962	WEEKLY-THURSDAY
MINERAL DAILY NEWS-TRIBUNE	24 ARMSTRONG ST.	KEYSER	WV	26726	DAILY
MOUNDSVILLE DAILY ECHO	P. O. BOX 369	MOUNDSVILLE	WV	26041	DAILY
MOUNTAIN ECHO	24 ARMSTRONG ST.	KEYSER	WV	26726	WEEKLY-SATURDAY
MOUNTAIN STATESMAN	914 WEST MAIN ST.	GRAFTON	WV	26354	WEEKLY-TUES, THURS. & SAT.
PARKERSBURG NEWS	519 JULIANA STREET	PARKERSBURG	WV	26101	DAILY-SUNDAY
PARKERSBURG SENTINEL	519 JULIANA STREET	PARKERSBURG	WV	26101	DAILY
PARSONS ADVOCATE	412 MAIN ST.	PARSONS	WV	26287	WEEKLY-WEDNESDAY
PENNSBORO NEWS	P. O. BOX 368	PENNSBORO	WV	26415	WEEKLY-WEDNESDAY
PLEASANTS COUNTY LEADER	206 GEORGE STREET	ST. MARYS	WV	26170	WEEKLY-SATURDAY
POINT PLEASANT REGISTER	P. O. BOX 237	POINT PLEASANT	WV	25550	DAILY
PRESTON COUNTY JOURNAL	DRAWER A, 110 W. MAIN ST.	KINGWOOD	WV	26537	WEEKLY-MONDAY & THURSDAY
PRESTON COUNTY NEWS	BOX 225, 226 WASHINGTON AVE	TERRA ALTA	WV	26764	WEEKLY-THURSDAY
PRINCETON TIMES	P.O. BOX 1199 --	PRINCETON	WV	24740	WEEKLY-THURSDAY
ROANE COUNTY REPORTER	341 MAIN STREET	SPENCER	WV	25276	WEEKLY-THURSDAY
SPIRIT OF JEFFERSON ADVOCATE	210 N. GEORGE ST.	CHARLES TOWN	WV	25414	WEEKLY-THURSDAY
ST. MARYS ORACLE	206 GEORGE STREET	ST. MARYS	WV	26170	WEEKLY-WEDNESDAY
THE BROOKS NEWS	105 EIGHTH STREET	WELLSBURG	WV	26070	WEEKLY-THURSDAY
THE CALHOUN CHRONICLE	P. O. BOX 400	GRANTSVILLE	WV	26147	WEEKLY-THURSDAY
THE CARBIDER	BOX 3361	SOUTH CHARLESTON	WV	25303	
THE CATHOLIC SPIRIT	1213 BYRON ST.	WHEELING	WV	26003	WEEKLY-FRIDAY
THE EVENING WEEKEND/JOURNAL	207 WEST KING STREET	MARTINSBURG	WV	25401	DAILY

45

MAILING LIST

NAME	ADDRESS	CITY	STATE	ZIP CODE	REMARKS
THE FOLLANSBEE REVIEW	P. O. BOX 591	WELLSBURG	WV	26070	WEEKLY-THURSDAY
THE GLENVILLE DEMOCRAT	P. O. BOX 430	GLENVILLE	WV	26351	WEEKLY-THURSDAY
THE GLENVILLE PATHFINDER	P. O. BOX 430	GLENVILLE	WV	26351	WEEKLY-THURSDAY
THE HERALD DISPATCH	946 5TH AVENUE	HUNTINGTON	WV	25720	DAILY, SUNDAY
THE INTELLIGENCER	15TH/MAIN STREETS	WHEELING	WV	26003	DAILY
THE INTER-MOUNTAIN	520 RAILROAD AVENUE	ELKINS	WV	26241	DAILY
THE JACKSON HERALD	P.O. BOX 31/117 COURT ST.	RIPLEY	WV	25271	WEEKLY-WEDNESDAY
THE LINCOLN JOURNAL	BOX 308, 337 WALNUT ST.	HAMLIN	WV	25523	WEEKLY-WEDNESDAY
THE LOGAN BANNER	BOX 720, 435 STRATTON ST.	LOGAN	WV	25601	DAILY, SUNDAY
THE MONROE WATCHMAN	P. O. BOX 179	UNION	WV	24983	WEEKLY-THURSDAY
THE MONTGOMERY HERALD	132 SO. MAIN ST.	MONTGOMERY	WV	25136	WEEKLY-THURSDAY
THE MOOREFIELD EXAMINER	132 SOUTH MAIN ST.	MOOREFIELD	WV	26836	WEEKLY-WEDNESDAY
THE MORGAN MESSENGER	P. O. BOX 567	BERKELEY SPRINGS	WV	25411	W-WED.
THE MULLEN ADVOCATE	BOX 907	MULLENS	WV	25882	WEEKLY-THURSDAY
THE NEWS LEADER	BOX 591	RICHWOOD	WV	26261	WEEKLY-WEDNESDAY
THE NICHOLAS CHRONICLE	BOX 503, WEBSTER ROAD	SUMMERSVILLE	WV	26651	WEEKLY-THURSDAY
THE PENDELTON TIMES	BOX 428, MAIN ST.	FRANKLIN	WV	26607	WEEKLY-THURSDAY
THE PIEDMONT HERALD	P. O. BOX 168	PIEDMONT	WV	26750	WEEKLY-TUESDAY
THE POCAHONTAS TIMES	P. O. BOX 117, 810 SECOND AVE	MARLINTON	WV	24954	WEEKLY-THURSDAY
THE PUTNAM DEMOCRAT	P. O. BOX 128	WINFIELD	WV	25213	WEEKLY-THURSDAY
THE RAVENSWOOD NEWS	BOX 10, RACE STREET	RAVENSWOOD	WV	26164	WEEKLY-WED. & SATURDAY
THE RITCHIE GAZETTE	BOX 215, 112-116 E. MAIN ST.	HARRISVILLE	WV	26362	WEEKLY-THURSDAY
THE SHINNSTON NEWS	223 PIKE	SHINNSTON	WV	26431	WEEKLY-WEDNESDAY
THE WEBSTER ECHO	BACK FORK STREET	WEBSTER SPRINGS	WV	26288	WEEKLY-WEDNESDAY
THE WEBSTER REPUBLICAN	BACK FORK STREET	WEBSTER SPRINGS	WV	26288	WEEKLY-WEDNESDAY
THE WEEKLY NEWS SENTINEL	BOX 308, 337 WALNUT ST.	HAMLIN	WV	25523	WEEKLY-WEDNESDAY
TIMES-RECORD	341 MAIN ST.	SPENCER	WV	25275	WEEKLY-THURSDAY
TIMES-WEST VIRGINIAN	QUINCY & OGDEN AVENUE	FAIRMONT	WV	26554	DAILY-SUNDAY
TYLER STAR NEWS/CTY JOURNAL	BOX 191, DIAMOND STREET	SISTERSVILLE	WV	26175	WEEKLY-WEDNESDAY
WADC-AM/WMGP-FM	703 MARKET STREET	PARKERSBURG	WV	26101	
WABY-AM/FM	BOX 5588	PRINCETON	WV	24740	
WABE-FM	P. O. BOX 2324	HUNTINGTON	WV	25725	
WACR-AM/WVAZ-FM	GREER BLDG. RT. 7	MORGANTOWN	WV	26505	
WAMY-FM	P. O. BOX 1150	HUNTINGTON	WV	25713	
WAYNE COUNTY NEWS	310 CENTRAL AVENUE	WAYNE	WV	25570	WEEKLY-THURSDAY
WBOY-TV	912 W. PIKE ST.	CLARKSBURG	WV	26302	
WBTH-AM/WXCC-FM	5 1/2 E. SECOND AVE.	WILLIAMSON	WV	25661	
WBUC-AM/WBTQ-FM	P. O. DRAWER C	BUCKHANNON	WV	26201	
WCAW-AM/V100-FM	P.O. BOX 4318	CHARLESTON	WV	25364	
WCEP-FM	BOX 798	RIPLEY	WV	25271	
WCHS-AM/WBBS-FM	1111 VIRGINIA ST. E.	CHARLESTON	WV	25301	
WCHS-TV	1301 PIEDMONT	CHARLESTON	WV	25301	
WCLG-AM/FM	BOX 885	MORGANTOWN	WV	26505	
WCST-AM/FM	P. O. BOX 10	BERKELEY SPRINGS	WV	25411	
WCRV-FM	713 MAIN ST.	SUMMERSVILLE	WV	26651	

MAILING LIST

	ADDRESS	CITY	STATE	ZIP CODE	REMARKS
WHT-FM	WASHINGTON & DAVIS STS.	ELKINS	WV	26241	
	PO BOX 480 FIVE TV DRIVE	BRIDGEPORT	WV	26330	
	3578 PENNSYLVANIA AVENUE	WEIRTON	WV	26062	
DAILY TIMES	114 LEE AVENUE	WEIRTON	WV	26062	DAILY
	BOX 949	WELCH	WV	24801	
LY NEWS	125 WYOMING ST.	WELCH	WV	24801	DAILY
	KESSEL ROAD	FISHER	WV	26918	
	228 RANDOLPH AVENUE	ELKINS	WV	26241	
	703 THIRD AVENUE	HUNTINGTON	WV	25701	
KMZ-FM	P.O. BOX 767	MARTINSBURG	WV	25401	
ENIA DAILY NEWS	P. O. BOX 471, 200 S. COURT ST	LEWISBURG	WV	24901	DAILY
MOCRAT	BOX 31	WESTON	WV	26452	WEEKLY-TUESDAY
	P. O. BOX 249	NEW MARTINSVILLE	WV	26155	
RONICLE	P.O. BOX 289, 1100 3RD ST.	NEW MARTINSVILLE	WV	26155	WEEKLY-WEDNESDAY
	#1 BRUCE STREET	INSTITUTE	WV	25112	
	BROADCAST BLDG. COURT ST.	FORT GAY	WV	25514	
	1101 FAIRMONT AVENUE	FAIRMONT	WV	26654	
	P. O. BOX 567	KINGWOOD	WV	26537	
	P. O. BOX 1150	HUNTINGTON	WV	25713	
WHP-FM	350 W. MAIN STREET	CLARKSBURG	WV	26301	
SSN-FM	P. O. BOX 980	WESTON	WV	26452	
NEWS-REGISTER	15TH/MAIN STREETS	WHEELING	WV	26003	DAILY, SUNDAY
HAIJ-FM	RADIO CTR/900 BLUEFIELD	BLUEFIELD	WV	24701	
	BOX 63	MATEWAN	WV	25678	
	P.O. BOX 6462	WHEELING	WV	26003	
N DAILY NEWS	P. O. BOX 1560	WILLIAMSON	WV	25661	DAILY
TY JOURNAL	BOX 98	ELIZABETH	WV	26143	WEEKLY-WEDNESDAY
BKW-FM	P. O. BOX 1452	BECKLEY	WV	25802	
KLC-FM	100 KANAWHA TERRACE	ST. ALBANS	WV	25177	
	P. O. BOX 306	LEWISBURG	WV	24901	
	P.O. BOX 2266	HUNTINGTON	WV	25701	
	P. O. BOX 267	NEW MARTINSVILLE	WV	26155	
	P. O. BOX 1546	CLARKSBURG	WV	26301	
QZK-FM	DRAWER F	KEYSER	WV	26726	
	P. O. BOX 957	KINGWOOD	WV	26537	
	623 COMMERCE	BLUEFIELD	WV	24701	
BEL-FM	P. O. BOX 2258	WHEELING	WV	26003	
XXX-FM	1715/1717 ST. MARTS AVE.	PARKERSBURG	WV	26102	
	BOX 1800	LOGAN	WV	25601	
NUS-FM	BOX 429	BELPRE	OH	45714	
	PO BOX 2544/775 W. PIKE	CLARKSBURG	WV	26302	
	P. O. BOX 1746	CHARLESTON,	WV	25326	
	BOX 750	MONTGOMERY	WV	25136	
	GIBBS STREET	RAVENSWOOD	WV	26164	
	P.O. BOX 650	HINTON	WV	25951	

MAILING LIST

NAME	ADDRESS	CITY	STATE	ZIP CODE	REMARKS
WYKX-AM	BOX 627, RT. 60	RUPERT	WV	25984	
WZMM-AM/FM	98 16TH STREET	WHEELING	WV	26003	