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State of Minnesota  
HOUSE OF REPRESENTATIVES  
NINETIETH SESSION

H. F. No. 3904

03/15/2018 Authored by Lohmer  
The bill was read for the first time and referred to the Committee on Commerce and Regulatory Reform

1.1 A bill for an act  
1.2 relating to labor and industry; modifying the number of unlicensed individuals a  
1.3 licensed individual may supervise for racking and module installation of solar  
1.4 photovoltaic electrical energy systems; amending Minnesota Statutes 2016, section  
1.5 326B.33, subdivision 12.

1.6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.7 Section 1. Minnesota Statutes 2016, section 326B.33, subdivision 12, is amended to read:

1.8 Subd. 12. **Unlicensed individuals.** (a) An unlicensed individual means an individual  
1.9 who has not been licensed by the department to perform specific electrical work. An  
1.10 unlicensed individual shall not perform electrical work required to be performed by a licensed  
1.11 individual unless the individual has first registered with the department as an unlicensed  
1.12 individual. Thereafter, an unlicensed individual shall not perform electrical work required  
1.13 to be performed by a licensed individual unless the work is performed under the direct  
1.14 supervision of an individual actually licensed to perform such work. The licensed individual  
1.15 and unlicensed individual must be employed by the same employer. Licensed individuals  
1.16 shall not permit unlicensed individuals to perform electrical work except under the direct  
1.17 supervision of an individual actually licensed to perform such work. Unlicensed individuals  
1.18 shall not supervise the performance of electrical work or make assignments of electrical  
1.19 work to unlicensed individuals. Except for technology circuits or systems work and racking  
1.20 and module installation of solar photovoltaic electrical energy systems, licensed individuals  
1.21 shall supervise no more than two unlicensed individuals. For technology circuits or systems  
1.22 work, licensed individuals shall supervise no more than three unlicensed individuals. For  
1.23 racking and module installation of solar photovoltaic electrical energy systems, licensed  
1.24 individuals shall supervise no more than five unlicensed individuals.

2.1 (b) Notwithstanding any other provision of this section, no individual other than a master  
2.2 electrician or power limited technician shall plan or lay out electrical wiring, apparatus, or  
2.3 equipment for light, heat, power, or other purposes, except circuits or systems exempted  
2.4 from personal licensing by subdivision 21, paragraph (b).

2.5 (c) Contractors employing unlicensed individuals to perform electrical work shall maintain  
2.6 records establishing compliance with this subdivision that shall identify all unlicensed  
2.7 individuals performing electrical work, except for individuals working on circuits or systems  
2.8 exempted from personal licensing by subdivision 21, paragraph (b), and shall permit the  
2.9 department to examine and copy all such records.

2.10 (d) When a licensed individual supervises the electrical work of an unlicensed individual,  
2.11 the licensed individual is responsible for ensuring that the electrical work complies with  
2.12 the Minnesota Electrical Act and all rules adopted under the act.