

Chapter 61. Occupational Safety and Health.

8 AAC 61.720(g) is repealed:

(g) Repealed 10/28/2023.

(Eff. 10/1/85, Register 96; am 11/7/93, Register 128; am 9/10/99, Register 151; am 9/27/2008, Register 187; am 10/28/2023, Register 248)

Authority: AS 18.31.020 AS 18.31.200

8 AAC 61.740(b)(3) is repealed:

(3) repealed 10/28/2023.

(Eff. 10/1/85, Register 96; am 11/7/93, Register 128; am 9/10/99, Register 151; am 9/27/2008, Register 187; am 10/28/2023, Register 248)

Authority: AS 18.31.020 AS 18.31.200

((Publisher: please remove the connector “and” that follows 8 AAC 61.740(b)(2)(D) and change the semicolon that follows 8 AAC 61.740(b)(2)(D) to a period.)))

Chapter 90. Plumbers and Electricians.

8 AAC 90.105(a) is amended to read:

(a) An individual engaged in the performance of work subject to the standards established in AS 18.60.580 and AS 18.60.705 shall have an appropriate certificate of fitness or a trainee certificate of fitness, except that an individual who has been certified by the Department of Environmental Conservation under AS 46.30 and 18 AAC 74 to install septic systems may also install associated septic sewer piping from within two feet of a serviced structure to the septic

system without a plumber restricted PU certificate of fitness. A print or digital copy of the certificate must be in the individual's possession and available for inspection by the department when performing work in the trade.

(Eff. 9/13/80, Register 75; am 6/14/84, Register 90; am 9/27/2008, Register 187; am 2/23/2011, Register 197; am 10/28/2023, Register 248)

Authority: AS 18.62.010 AS 18.62.070 AS 23.05.060
AS 18.62.060

8 AAC 90.110 is amended to read:

8 AAC 90.110. Application for certificate of fitness. An individual may obtain an application for a certificate of fitness from the office of the division in Anchorage, either in person or by mail, by visiting the Mechanical Inspection. In addition to the requirements listed under this chapter, an applicant shall provide the applicant's social security number to the department. Upon request, the department will provide the applicant's social security number to the child support services agency established under AS 25.27.010 or the child support enforcement agency of another state for child support enforcement purposes authorized under law. (Eff. 9/13/80, Register 75; am 6/14/84, Register 90; am 12/25/98, Register 148; am 11/17/99, Register 152; am 4/16/2022, Register 242; am 10/28/2023, Register 248)

Authority: AS 18.62.020 AS 18.62.060 AS 25.27.244
AS 18.62.050

8 AAC 90.115 is repealed and readopted to read:

8 AAC 90.115. Plumber and electrician examination. (a) Except as provided under (b)

and (e) of this section, an individual who holds the appropriate trainee certificate of fitness may request an appointment to take an examination for electrician journeyman, power lineman journeyman, residential wireman, plumber journeyman, plumber restricted PG, or plumber restricted PU at the offices of the division in Juneau, Anchorage, and Fairbanks.

(b) An applicant may request that an examination be made available at a location not specified under (a) of this section by submitting a written request to the office of the division in Anchorage. In response to the applicant's written request, the department may

(1) if able to reasonably provide the resources to administer the examination at the applicant's requested location, make the examination available at the applicant's requested location;

(2) refer the applicant to an approved third-party testing facility; the applicant shall be responsible for the expense of taking an examination at a third-party testing facility; for an applicant's examination from a third-party testing facility to be valid, the third-party testing facility must provide the applicant with its own examination and provide documentation to the department that the applicant received a passing score; or

(3) refer the applicant to an approved exam proctor; the applicant shall be responsible for the expense of taking an examination provided by an exam proctor; for an applicant's examination from an exam proctor to be valid, the exam proctor must provide the applicant's examination to the department for grading.

(c) The minimum passing score for an examination under this section is 70 percent.

(d) An applicant who fails to pass an examination administered by the department or conducted by proctor under this section is eligible to retake the examination 30 days after the date of the failed examination.

(e) A union based in the state may administer its own examination to an applicant under this section if an agreement on examination standards is in place between the union and the department. The union must provide documentation to the department that the applicant passed the examination with a score of not less than 70 percent by providing a sworn affidavit by a union official on a form provided by the department. (Eff. 12/25/98, Register 148; am 4/16/2022, Register 242; am 10/28/2023, Register 248)

Authority: AS 18.62.050 AS 18.62.070 AS 23.05.060
AS 18.62.060

8 AAC 90.130(b)(1) is amended to read:

(1) passes an examination that meets the requirements set out under 8 AAC 90.115; and
(Eff. 9/13/80, Register 75; am 12/25/98, Register 148; am 11/1/2000, Register 156; am 9/27/2008, Register 187; am 5/9/2018, Register 226; am 4/16/2022, Register 242; am 10/28/2023, Register 248)

Authority: AS 18.62.020 AS 18.62.050 AS 18.62.070
AS 18.62.030 AS 18.62.060

8 AAC 90.135(b)(1) is amended by adding a new subparagraph to read:

(C) passed an examination that meets the requirements set out under
8 AAC 90.115; or

The introductory language of 8 AAC 90.135(b)(2) is amended to read:

(2) submits to the department, on a form provided by the department, a sworn

affidavit from an official of a union based in the state that demonstrates that the applicant meets the work experience requirements set out under (1) of this subsection and has passed an examination that meets the requirements set out under 8 AAC 90.115; the affidavit must specify

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(Eff. 9/13/80, Register 75; am 12/25/98, Register 148; am 9/27/2008, Register 187; am 10/28/2023, Register 248)

Authority: AS 18.62.030 AS 18.62.060 AS 23.05.060
AS 18.62.050 AS 18.62.070

((Publisher: please remove the connector “and” that follows 8 AAC 90.135(b)(1)(A) and replace the connector “or” that follows 8 AAC 90.135(b)(1)(B) with “and”.)))

8 AAC 90.137(b)(1) is amended to read:

(1) submits documented proof of experience on a notarized form provided by the department, or by notarized statement on letterhead stationery from employers, that the applicant has worked for at least 1,000 hours installing water, sewer, or storm lines subject to the standards established in AS 18.60.705 and 8 AAC 63.010, and has passed an examination that meets the requirements set out under 8 AAC 90.115; or

The introductory language of 8 AAC 90.137(b)(2) is amended to read:

(2) submits to the department, on a form provided by the department, a sworn affidavit from an official of a union based in the state that demonstrates that the applicant meets the work experience requirements set out under (1) of this subsection, and has passed an examination that meets the requirements set out under 8 AAC 90.115; the affidavit must specify

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(Eff. 12/25/98, Register 148; am 9/27/2008, Register 187; am 2/23/2011, Register 197; am 10/28/2023, Register 248)

Authority: AS 18.62.030 AS 18.62.060 AS 23.05.060
AS 18.62.050 AS 18.62.070

8 AAC 90.160(b)(1) is amended to read:

(1) has passed an examination that meets the requirements set out under 8 AAC 90.115; and

8 AAC 90.160(b)(2)(A) is amended to read:

(A) documented proof on a notarized form provided by the department, or by notarized statements on letterhead stationery from employers, that the applicant has a minimum of 8,000 hours of work experience subject to standards of the *National Electrical Code* established in AS 18.60.580 and 8 AAC 70.025; or
(Eff. 9/13/80, Register 75; am 12/25/98, Register 148; am 12/17/99, Register 152; am 9/25/2002, Register 163; am 9/27/2009, Register 187; am 5/9/2018, Register 226; am 10/28/2023, Register 248)

Authority: AS 18.62.020 AS 18.62.050 AS 18.62.070
AS 18.62.030 AS 18.62.060

8 AAC 90.162(b)(1) is amended to read:

(1) passes an examination that meets the requirements set out under 8 AAC.

90.115; and

8 AAC 90.162(b)(2)(A) is amended to read:

(A) documented proof on a notarized form provided by the department, or
notarized statements on letterhead stationery from employers, that the applicant has a
minimum of 8,000 hours of work experience subject to the *National Electrical Safety
Code* established in AS 18.60.580 and 8 AAC 70.025; or

(Eff. 12/25/98, Register 148; am 9/25/2002, Register 163; am 9/27/2008, Register 187; am
5/9/2018, Register 226; am 4/16/2022, Register 242; am 10/28/2023, Register 248)

Authority:	AS 18.62.020	AS 18.62.050	AS 18.62.070
	AS 18.62.030	AS 18.62.060	

8 AAC 90.164(b)(1) is amended to read:

(1) submits documented proof on a notarized form provided by the department, or notarized statements on letterhead stationery from employers, that the applicant has a minimum of 4,000 hours of work experience as a residential wireman, and has passed an examination that meets the requirements set out under 8 AAC 90.115; or

The introductory language of 8 AAC 90.164(b)(2) is amended to read:

(2) submits to the department, on a form provided by the department, a sworn affidavit from an official of a union based in the state that demonstrates that the applicant meets the work requirements set out in (1) of this subsection and has passed an examination that meets the requirements set out under 8 AAC 90.115; the affidavit must specify

(Eff. 12/25/98, Register 148; am 9/27/2008, Register 187; am 4/16/2022, Register 242; am 10/28/2023, Register 248)

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Authority:	AS 18.62.030	AS 18.62.060	AS 23.05.060
	AS 18.62.050	AS 18.62.070	

8 AAC 90.185(c) is amended to read:

(c) A person whose certificate of fitness has been cancelled may, beginning 90 days after the certification was cancelled, apply for and, at the discretion of the director, obtain a new certificate after passing an examination that meets the requirements set out under 8 AAC 90.115 and payment of the applicable fees required by AS 18.62.030. (Eff. 9/13/80, Register 75; am 6/14/84, Register 90; am 12/25/98, Register 148; am 10/28/2023, Register 248)

Authority: AS 18.62.030 AS 18.62.060 AS 23.05.060
AS 18.62.040 AS 18.62.070

8 AAC 90.900(11) is amended to read:

(11) “examination” means a series of prepared questions administered in writing, orally,
or both;

(Eff. 9/13/80, Register 75; am 6/14/84, Register 90; am 12/25/98, Register 148; am 9/27/2008,
Register 187; am 3/6/2016, Register 217; am 4/16/2022, Register 242; am 10/28/2023, Register 248)

Authority: AS 18.62.060 AS 23.05.060