

**AGENDA
ITEM
VI.**

STATE OF OREGON

MEMORANDUM

BUILDING CODES DIVISION

JULY 27, 2006

To: Electrical and Elevator Board

From: Dennis Clements
Assistant Chief Electrical Inspector

Subject: Proposed Electrical Product Certification Partial Exemption OAR 918-261-0034

Action requested:

Review new proposed rule language for partial exemption from electrical product certification requirements for distribution equipment operating over 600 volts in certain circumstances.

History:

On January 26, 2006 the Electrical and Elevator Board approved draft OAR 918-261-0034 for rulemaking.

A hearing was held on March 21, 2006 and the hearing officer issued his report on April 17, 2006 with recommendations. Based on the hearing officer's recommendations, staff drafted new proposed rules for the board to consider.

On May 11, 2006 the board referred the draft new proposed rule to a task force for further discussion. On June 22, 2006 the task force met and reached consensus on draft 3a.

Discussion/Alternatives:

1. Under ORS 479.540(11), determine that the product to be partially exempted from electrical product certification does not present a danger to the health and safety of the people of Oregon, and approve the proposed draft 3a rule for adoption.
2. Disapprove the draft rule.

Recommendation:

Staff recommends that the board determine that the product does not present a danger to the health and safety of the people of Oregon and approve the proposed draft 3a rule for adoption.

Proposed Electrical Product Certification Partial Exemption

Board Draft

June 22, 2006

DIVISION 261

EXEMPTIONS

OAR 918-261-0034

Product Certification Partial Exemption

(1) A partial exemption from electrical product certification is created under ORS 479.540 for distribution equipment operating at over 600 volts only in the following circumstances:

(a) when used in an emergency repair or installation as defined in section (3);

(b) when the installation consists of cable, associated fittings and equipment that meet the standards for a serving utility, and/or pad-mounted switch gear and primary metering that meet ANSI IEEE C37 series standards in effect at the time the product was manufactured; and

(c) when the installer provides the local jurisdiction with written evidence that the equipment meets the standards within 72 hours of installation.

(2) A jurisdiction may require product certification or take other appropriate steps if any of the circumstances in section (1) do not exist.

(3) For the purposes of this rule, emergency repair or installation means an acute, unplanned and immediate need for electrical repair or replacement involving an existing electrical installation or electrical product.

Stat. Auth.: 479.540

Stats. Implemented: 479.540

History: New