

Chapter 64, Article IV, *Electrical Standards*

Applicable beginning January 1, 2020

ARTICLE IV

Electrical Standards

§ 64-14. Adoption of standards by reference.

A certain code known as the *National Electrical Code*, 2017 Edition (NFPA 70), and the whole thereof, of which code a copy is on file with the office of the Clerk of the City of Hagerstown, be and the same is hereby adopted and incorporated as fully as if set out at length herein.

§ 64-15. Title.

The *National Electrical Code*, 2017 Edition (NFPA-70) along with the additions included in §64-16 and the revisions included in §64-17, shall be known as the "*Electrical Code of the City of Hagerstown*".

§ 64-16. Additions.

The following article in its entirety is added to the aforesaid *National Electrical Code*, 2017 Edition (NFPA 70) to read as follows:

B. Article 89 – Administration and Enforcement

1. **89.1 Title.** These regulations shall be known as the *Electrical Code of the City of Hagerstown*, hereinafter referred to as the "City Electrical Code" or "this code."
2. **89.2 Scope.** These regulations shall control all matters concerning the construction, alteration, addition, repair, removal, use, location and maintenance of electrical systems of all buildings and structures and shall apply to existing or proposed buildings and structures, except as such matters are otherwise provided for in other ordinances or statutes or in the rules and regulations authorized for promulgation under the provisions of this code.

Exception: The legal use and occupancy of any structure existing on the date of adoption of this code for which approval has been received may be continued without change, except as may be specifically covered in this code, the Building Code of the City of Hagerstown, the Property Maintenance Code of the City of Hagerstown, or as may be deemed necessary by the code official for the general safety and welfare of the occupants and the public.
3. **89.3 Application of References.** Unless otherwise specifically provided in this code, all references to Article or section numbers or to provisions not specifically identified by number shall be construed to refer to such article, section or provision of this code.

4. **89.4 Code Remedial.** This code shall be construed to secure its expressed intent, which is to ensure public safety, health and welfare insofar as they are affected by the installation of the electrical system through sanitary equipment, light, ventilation and fire safety and in general to secure safety to life and property from all hazards incident to design and installation.
5. **89.5 Matters Not Provided For.** Any requirement essential for fire or sanitary safety of an existing or proposed building or structure or for the safety of the occupants thereof and which is not specifically covered by this code shall be determined by the code official.
6. **89.6 Continuation of Unlawful Use.** The continuation of occupancy or use of a building or structure or of a part thereof contrary to the provisions of this code shall be deemed a violation and subject to the penalties as enumerated.
7. **89.7 Other Regulations.** When the provisions herein specified for safety and welfare are more restrictive than other regulations, this code shall control; but in any case, the most rigid requirements of either the Building Code of the City of Hagerstown, Electrical Code of the City of Hagerstown, Property Maintenance Code of the City of Hagerstown, or the Maryland State Fire Prevention Code shall apply whenever they conflict.
8. **89.8 Invalidity.** In the event that any part of the provisions of this code is held to be illegal or void, this shall not have the effect of making void or illegal any of the other parts or provisions thereof, which were determined to be legal; and, it shall be presumed that this code would have been passed and shall be interpreted without such illegal or invalid parts or provisions.
9. **89.9 Special Professional Services.** Where applications for unusual design or magnitude are filed or where code reference standards require special engineering inspections, the code official is authorized to require full- time project representation by an engineer. This requirement shall be determined prior to the issuance of a permit and shall be a requisite for permit issuance. All fees and costs related to the performance of special professional services shall be borne by the owner.
10. **89.10 Duties and Powers of the Code Official.** This code shall be administered by the Planning & Code Administration Department, hereinafter referred to as the “Department” The executive official in charge thereof or his designee(s) shall be known as the *code official*. The code official will enforce all the provisions of this code and shall act on any question relative to the mode or manner of electrical installation, materials used or installation of service equipment in all buildings and structures except as otherwise specifically provided for elsewhere. The code official is hereby granted the authority to cease or cause to be ceased the flow of electricity to any building, structure, dwelling, dwelling unit, rooming unit or housing unit or group of units if, in the opinion of the code official, the continued flow of electricity poses a threat of hazard to the health, safety or welfare of the tenants or the general public. The code official shall serve notice to the owner of the property where such electricity has been discontinued, stating the reason or reasons for said discontinuance of electricity and the conditions under which the same may be restored. Notice shall be served as soon as practicable after unsafe condition is found to exist, but shall not be deemed a prerequisite to the termination of the flow of electricity.

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11. **89.11 When Permit is Required.** It shall be unlawful to install or alter any wiring or equipment or engage in the installation of any electrical system which is regulated by this code without first making application to the Department and obtaining the required permit for the work. All applicable fees must be paid at the time of application. Any exemptions from obtaining a permit required by this code shall not be construed as to authorize any work to be performed in violation of the provisions of this code or any other laws or ordinances of this jurisdiction.

Exception No. 1: Repairs, as defined in this code, which can be effected without implicating the restrictions and requirements of this code shall be exempted from this provision.

Exception No. 2: The following items shall be exempted from this provision:

- 1. Listed cord-and-plug connected temporary decorative lighting.*
- 2. Reinstallation of attachment plug receptacles but not the outlets therefor.*
- 3. Replacement of branch circuit overcurrent devices of the required capacity in the same location.*
- 4. Installation of a Ground Fault Circuit Interrupter receptacle to replace an existing receptacle in the following locations: bathrooms, unfinished basements, garages, and exterior/outdoors.*
- 5. In residential occupancies, the removal and replacement of an existing dishwasher provided the installation does not require replacement or rearrangement of wiring.*
- 6. Minor repair work, including the replacement of lamps or the connection of approved portable electrical equipment to approved permanently installed receptacles.*
- 7. Replacement of receptacles without alteration of existing wiring or addition of wiring or devices to a circuit, in accordance with Department policy.*

Exception No. 3: Where equipment and appliance replacements or repairs must be performed in an emergency situation, the permit application shall be submitted within the next working business day of the Department.

12. **89.12 Expiration.** Every permit issued by the code official under the provisions of this code shall expire and become null and void if the work authorized by such permit is not commenced within 180 days from the date of such permit, or if the work authorized by such permit is suspended or abandoned for a period of 180 days at any time after the work is commenced. Work shall be considered abandoned if no valid request for inspection is received by the Department for a period of 180 days. Before such work can be recommenced, the permit must be re-activated by submitting application for same and paying a fee as established by Department policy, providing no changes have been made or will be made in the original construction documents for such work, and further that such suspension or abandonment has not exceeded one year. Every such permit shall expire one (1) year after issuance, unless an extension is granted in accordance with Section 89.13.

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13. **89.13 Extensions.** Any permittee holding an unexpired permit shall have the right to apply for an extension of the time within which the permittee will commence work under that permit when work is unable to be commenced within the time required by this section for good and satisfactory reasons. Unless otherwise approved by the Chief Code Official, the Department shall extend the time for action by the permittee for a period not exceeding 180 days if there is reasonable cause, in accordance with Department policy. The fee for an extension shall be as established by Department policy.
14. **89.14 Suspension or Revocation of Permit.** The code official shall revoke a permit or approval issued under the provisions of this code in case of any false statement or misrepresentation of fact in the application or on the construction documents upon which the permit or approval was based.
15. **89.15 Fee Schedule.** Fees for electrical permits shall be paid as established in the fee schedule. The permit fee shall be double the amount established when the work to be permitted has begun prior to the issuance of the permit.
16. **89.15.1 Fee refunds.** The Department shall authorize the refunding of fees as follows:
 1. The full amount of any fee paid hereunder which was erroneously paid or collected.
 2. For a permit in which no associated work has been done, the refund shall consist of the permit fee less the application fee and any technology fee.
 3. For a permit in which associated work has commenced, no refund shall be applicable.

The Department shall not authorize the refunding of any fee paid, except upon written application filed by the original permittee not later than 180 days after the date of the payment.

17. **89.16 Inspection.** The code official is authorized to conduct such inspections as are deemed necessary to determine compliance with the provisions of this code. Construction or work for which a permit is required shall be subject to inspection by the code official, and such construction or work shall remain accessible and exposed for inspection purposes until *approved*. Approval as a result of an inspection shall not be construed to be an approval of any other condition not expressly inspected and approved. It shall remain the duty of the permit applicant to cause the work to remain accessible and exposed for inspection purposes. Neither the code official nor the jurisdiction shall be liable for expense entailed in the removal or replacement of any material required to allow inspection.

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18. **89.16.1 Required Inspections and Testing.** The code official, upon notification from the permit holder or the permit holder's agent, shall make the following inspections and such other inspections as necessary, and shall either approve that portion of construction or shall notify the permit holder or an agent of any violations that must be corrected. The holder of the permit shall be responsible for the scheduling of such inspections.
- A. **Underground inspection** shall be made after trenches or ditches are excavated and bedded, conduits or piping are installed, and before any backfill is put in place.
 - B. **Service inspection** shall be made after the metering equipment, grounding, main disconnect means and all associated service wiring are installed, prior to being energized by the utility company.
 - C. **Rough-in inspection** shall be made after the building is weather-protected and all fire-blocking, fire-stopping, draft-stopping and bracing is in place and all conduits, wiring, and other elements are roughed-in, prior to the installation of wall or ceiling membranes.
 - D. **Ceiling close-in inspection** shall be made after all conduits, wiring, fixtures and other elements to be concealed are complete, prior to the installation of suspended ceiling systems or finishes.
 - E. **Final inspection** shall be made after the building is complete, all electrical fixtures are in place and properly connected, and the structure is ready for occupancy.
19. **89.16.2 Other Inspections.** In addition to the inspections specified above, the code official shall be authorized to make or require other related inspections of any construction work to ascertain compliance with the provisions of this code.
20. **89.16.3 Inspection Requests.** It shall be the duty of the holder of the permit or their duly authorized agent to notify the code official when work is ready for inspection. It shall be the duty of the permit holder to provide *access* to and means for inspections of such work that are required by this code.
21. **89.16.4 Approval Required.** Work shall not be done beyond the point indicated in each successive inspection without first obtaining the approval of the code official. The code official, upon notification, shall make the requested inspections and shall either indicate the portion of the construction that is satisfactory as completed, or notify the permit holder or his or her agent wherein the same fails to comply with this code. Any portions that do not comply shall be corrected and such portions shall not be covered or concealed until re-inspected and authorized by the code official.
22. **89.16.5 Approval Agencies.** The code official is authorized to accept reports of *approved* inspection agencies, provided that such agencies satisfy the requirements as to qualifications and reliability, in the sole discretion of the Department.

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23. **89.16.6 Testing.** Installations shall be tested as required in this code and in accordance with 89.16.6 (A), (B), and (C). Tests shall be made by the permit holder and observed by the code official.
- A. **New, Altered, Extended or Repaired Installations.** New installations and parts of existing installations which have been altered, extended, renovated or repaired, shall be tested as prescribed herein to disclose any defects.
 - B. **Apparatus, Instruments, Material and Labor for Tests.** Apparatus, instruments, material and labor required for testing an installation or part thereof shall be furnished by the permit holder.
 - C. **Reinspection and Testing.** Where any work or installation does not pass an initial test or inspection, the necessary corrections shall be made so as to achieve compliance with this code. The work or installation shall then be resubmitted to the code official for inspection and testing.
24. **89.16.7 Approval.** After the prescribed tests and inspections indicate that the work complies in all respects with this code, a notice of approval shall be issued by the code official.
25. **89.16.8 Revocation.** The code official is authorized to suspend or revoke a notice of approval issued under the provisions of this code, in writing, wherever the notice is issued in error, or on the basis of incorrect information supplied, or where it is determined that the building or structure, premise or portion thereof is in violation of any ordinance or regulation or any of the provisions of this code.
26. **89.16.9 Temporary Connection.** The code official shall have the authority to authorize the temporary connection of the building or system to the utility source for the purpose of testing electrical systems or for use under a temporary certificate of occupancy.
27. **89.16.10 Connection of Service Utilities.** A person shall not make connections from a utility or other source of power to any building or system that is regulated by this code for which a permit is required until authorized by the code official.
28. **89.17 Re-inspection fees.** In the event that the premises are not ready for a requested inspection or the premises are not safely accessible; the code official may impose a re-inspection fee for each additional visit for the same inspection. The fee for a re-inspection shall be as established in the fee schedule.
29. **89.18 Stop work orders.** Upon notice from the code official, work on any electrical system that is being done contrary to the provisions of this code or in a dangerous or unsafe manner shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, or to the owner's agent, or to the person performing the work, or posted at the property. The notice shall state the conditions under which work is authorized to resume. Where an emergency exists, the code official shall not be required to give a written notice prior to stopping the work. Any person who shall continue any work in or about the structure after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable to a fine of five hundred dollars (\$500.00).

30. **89.18.1 Unlawful Continuance.** Any person who shall continue any work in or about a structure after having been served with a stop-work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be guilty of a municipal infraction and be subject to the penalty as described in Section § 64-18.

31. **89.18.2 Withholding of permits:** Whenever the code official shall find that any owner or contractor is in violation of the provisions of this code or of the rules and regulations of any other department or agency of the City of Hagerstown, in connection with the erection, maintenance or repair of buildings, structures, lands or equipment thereon or therein, he/she may refuse to grant any future permits to such until the violations have been corrected.

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32. **89.19 License Requirements.**

- A. All master electricians who desire to engage or work in the business of electrical installation within the City of Hagerstown are required to procure a master electrician license from the Planning & Code Administration Department. It shall be unlawful for any person to do electrical work that requires a permit in the City of Hagerstown unless first licensed to do so.
- B. Prior to being issued a license, each master electrician shall file with the Planning & Code Administration Department proof of liability insurance coverage or surety in the amount as specified by the Maryland Statewide Master Electrical Licensing Board conditioned to keep and save the City of Hagerstown harmless and free from any damages or expenses in connection with any work or act by a licensed master electrician performing electrical work in the City of Hagerstown.
- C. All master electricians desiring to obtain a license from the City must present their Maryland State or Washington County master license together with their certificate of insurance as required by the state, a photo I.D., and payment of fees. The license period shall be for a maximum period of two (2) years and expire December 31 of the even calendar year.
- D. License fees shall be as follows:

Master Electricians	\$85.00/ for a two year period
Restricted Master Electricians	\$85.00/ for a two year period

An additional \$25.00 application fee is required for each new license and for any existing license not renewed within 30 calendar days of its expiration.
- E. Technology fee. In addition to the bi-annual license fee required herein, each licensee is required to pay a forty dollar (\$ 40) technology fee in connection with the issuance of each license.
- F. Any electrical firm, association or corporation may apply for and receive a master electrician license in the City of Hagerstown, provided that only one master electrician be authorized to secure permits for that firm, association, or corporation.
- G. No electrician, electrical firm, association or corporation shall allow his/her or its name or license to be used by any other person, firm, association or corporation for the purpose of obtaining electrical permits.
- H. The code official may suspend or revoke any master electrician's license for failure to correct faulty or improper work, performing electrical work without proper permits or for lending his/her name or license to others for the purpose of obtaining electrical permits. The holder of said master electrician license may appeal the suspension or revocation to the Board of Code Appeals.

§ 64-17. Amendments.

The following sections of the *National Electrical Code*, 2017 Edition (NFPA-70) are amended to read as follows:

- A. Article 100 Definitions, Part I. General, Repairs is added to read as follows:

Repairs. The reconstruction or renewal of any part of an existing electrical system for the purpose of its maintenance or to correct damage that is limited to work on the item and does not include complete or substantial replacement or other new work affecting public health or general safety.

- B. Article 210 Branch Circuits, Section 210.8, Ground-Fault Circuit-Interrupter Protection for Personnel, Subsection (A) Dwelling Units, Item (7), is amended to read as follows:

(7) Sinks – where receptacles are installed within 1.8 m (6 ft) of the outside edge of the bowl of the sink

Exception to (7): A receptacle installed behind a refrigerator located in a designated area constructed or designed specifically for the refrigerator that is installed as a single receptacle to supply only that appliance, not the countertop, shall not be required to have ground-fault circuit-interrupter protection.

- C. Article 210 Branch Circuits, Section 210.8, Ground-Fault Circuit-Interrupter Protection for Personnel, Subsection (B) Other Than Dwelling Units, Item (5), is amended to read as follows:

(5) Sinks – where receptacles are installed within 1.8 m (6 ft) of the outside edge of the bowl of the sink

Exception to (5): A receptacle installed behind a refrigerator located in a designated area constructed or designed specifically for the refrigerator that is installed as a single receptacle to supply only that appliance, not the countertop, shall not be required to have ground-fault circuit-interrupter protection.

- D. Article 210 Branch Circuits, Section 210.52 Dwelling Unit Receptacle Outlets, Subsection (A) General Provisions, is amended to read as follows:

210.52 (A) General Provisions. In every kitchen, family room, dining room, living room, parlor, library, den, sunroom, bedroom, recreation room, or similar room or area of dwelling units, receptacle outlets shall be installed in accordance with the general provisions specified in 210.52 (A) (1) through (A) (3). General lighting branch circuits in dwellings must not have more than twelve (12) power consuming outlets. A duplex receptacle shall be considered and counted as one (1) outlet. Smoke detectors are not to be counted as power-consuming devices.

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- E. Article 210 Branch Circuits, Section 210.52 Dwelling Unit Receptacle Outlets, Subsection (G) Basements and Garages, is amended to read as follows:

210.52 (G) Basements and Garages. For a one-family dwelling, at least one receptacle outlet, in addition to any provided for the laundry equipment, shall be installed in each attached garage, and in each detached garage with electrical power. At least one readily accessible 120V, GFCI protected convenience receptacle shall be provided for each car space. The receptacle outlets and all electrical equipment located in each attached and each detached garage with electrical power shall be installed at minimum height of 450 mm (18") above the finished garage floor. Ceiling receptacles installed for garage door openers are not considered readily accessible. See Section 210.8(A) (2) and (A) (5). Where a portion of the basement is finished into one or more habitable rooms, each separate unfinished portion shall have a receptacle outlet installed in accordance with this section.

- F. Article 210 Branch Circuits, Section 210.52 Dwelling Unit Receptacle Outlets, Subsection (B) Small Appliance, Item (1) Receptacle Outlets Served, Exception No. 2, is amended to read as follows:

Exception No. 2: In addition to the required receptacles specified by 210.52, a receptacle outlet to serve a specific appliance shall be permitted to be supplied from an individual branch circuit rated 15 amperes or greater. This circuit shall not be required to have ground-fault circuit-interrupter protection if the receptacle supplied meets the requirements of 210.8(A)(7).

- G. Article 210 Branch Circuits, Section 210.52 Dwelling Unit Receptacle Outlets, Subsection (J) Smoke Alarms, is added as follows:

210.52 (J) Smoke Alarms. For individual dwelling units undergoing a complete re-wire of the electrical system, hard-wired interconnected smoke alarms with battery backup shall be installed in each sleeping room, in the vicinity immediately outside each sleeping room, and on all levels within the individual dwelling unit (excluding unconditioned attic spaces and crawl spaces).

- H. Article 210 Branch Circuits, Section 210.64, Electrical Service Areas, Exception No. 1 and Exception No. 2 are hereby deleted in their entirety.

- I. Article 210 Branch Circuits, Section 210.65 Other than Dwelling Unit Receptacle Outlets, is added as follows:

210.65 Other Than Dwelling Unit Receptacle Outlets. Every bathroom or toilet room shall contain at least one ground fault circuit interrupter protected receptacle, located in a readily-accessible area.

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- J. Article 230 Services, Section 230.70 General, Subsection (A) Location, is amended to read as follows:

230.70 (A) Location. The service disconnecting means shall be installed in accordance with 230.70(A) (1), (A) (2), (A) (3), and (A) (4).

(1) Readily Accessible Location. The service disconnecting means shall be installed at a readily accessible location either outside the building or structure or inside nearest the point of entrance of the service conductors.

(2) Bathrooms. Service disconnecting means shall not be installed in bathrooms.

(3) Remote Control. Where a remote control device(s) is used to actuate the disconnecting means, the service disconnecting means shall be located in accordance with 230.70 (A) (1).

(4) Cable Length and Protection. SE cable shall not exceed 1.22 m (4 ft) in length unless otherwise approved. SE cable shall not exceed .91 m (3 ft) in length from the point of entry to the first overcurrent protection device when concealed within walls. The cable must be protected from physical damage in accordance with 230.50 (B) 1, utilizing items 1, 2, and 4 for the entire length of the concealed cable. Bonding is required in accordance with 250-V.

- K. Article 250 Grounding and Bonding, Section 250.53 Grounding Electrode System, Subsection (A) Rod, Pipe, and Plate Electrodes, is amended to read as follows:

250.53 (A) Rod, Pipe, and Plate Electrodes. Where practical, rod, pipe, and plate electrodes shall be embedded below permanent moisture level. Rod, pipe, and plate electrodes shall be free from nonconductive coatings such as paint or enamel. The use of two 2.5 m x 16 mm (8 ft. x 5/8") galvanized ground rods spaced a minimum of 1.8 m (6ft.) apart shall be required for all new and upgraded residential electrical services.

- L. Article 300 Wiring Methods, Section 300.5 Underground Installations, Subsection (D) Protection from Damage, Item (3) Service Conductors, is amended to read as follows:

300.5 (D) (3) All Underground Conductors. Underground conductors that are not encased in concrete and that are buried below grade shall have their location identified by a warning ribbon that is placed in the trench at least 300mm (12 in.) above the underground installation.

- M. Article 300 Wiring Methods, Section 300.5 Underground Installations, Subsection (D) Protection from Damage, Item (4), Enclosure or Raceway Damage, is amended to read as follows:

300.5 (D) (4) Enclosure or Raceway Damage. Where the enclosure or raceway is subject to physical damage, the conductors shall be installed in rigid metal conduit, intermediate metal conduit, RTRC-XW, Schedule 80 PVC conduit, or equivalent.

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- N. Article 334 Nonmetallic-Sheathed Cable: Types NM, NMC, and NMS, Section 334.12 Uses Not Permitted, Subsection (B) Types NM and NMS, Item (4), Exception, is added as follows:

Exception: Nonmetallic-sheathed cable may be installed on the exterior of a dwelling if all of the following conditions apply:

1. *All work is under the cover of a dwelling roof which is properly sealed and weatherproofed.*
2. *Cables terminate in a surface mounted enclosure.*
3. *Cables are installed in a weatherproof raceway not exceeding the allowable fill of NEC Chapter 9 Table 1.*
4. *Cable raceways shall be sealed or plugged to the outer end using approved means to prevent access to the enclosure through the raceway.*
5. *Field installed enclosures for raceways or cables shall be sealed at the top and bottom of the enclosure to prevent vermin from entering the enclosure. If wood is used for the enclosure cover, the wood must be no less than 3/8 inch in thickness.*
6. *Total length of the exposed cable shall not exceed 60 inches.*

- O. Article 334 Nonmetallic-Sheathed Cable: Types NM, NMC, and NMS, Section 334.15 Exposed Work, Subsection (B) Protection from Physical Damage, is amended to read as follows:

334.15 (B) Protection from Physical Damage. Cable shall be protected from physical damage where necessary by rigid metal conduit, intermediate metal conduit, electrical metallic tubing, Schedule 80 PVC conduit, Type RTRC marked with suffix- XW, or other approved means. Where passing through a floor or exposed on the structure, the cable shall be enclosed in rigid metal conduit, intermediate metal conduit, electrical metallic tubing, Schedule 80 PVC conduit, Type RTRC marked with suffix- XW, or other approved means extending at least 2438.4mm (8 ft.) above the floor or finished grade.

- P. Article 358 Electrical Metallic Tubing: Type EMT, Section 358.10 Uses Permitted, Subsection (A) Exposed and Concealed, is amended to read as follows:

358.10 (A) Exposed and Concealed. The use of EMT shall be permitted for both exposed and concealed work for the following:

- (1) In concrete or in areas subject to severe corrosive influences where installed in accordance with 358.10(B).
- (2) In dry, damp, and wet locations
- (3) In any hazardous (classified) location as permitted by other articles in this *Code*.

- Q. Article 404 Switch Connections, Section 404.2 Switch Connections, Subsection (C) Switches Controlling Lighting Loads, is amended to read as follows:

404.2 (C) Switches Controlling Lighting Loads. The grounded circuit conductor (neutral) shall be provided at each switch location that controls lighting loads.

R. Article 422 Appliances, Section 422.5 Ground-Fault Circuit-Interrupter (GFCI) Protection for Personnel, Subsection (A) General, Item (5) is hereby deleted in its entirety.

S. Article 422 Appliances, Section 422.12 Central Heating Equipment, Subsection (A) Remote Safety Switch, is added as follows:

422.12 (A) Remote Safety Switch. An approved safety switch must be provided for every heating appliance utilizing fuel gas or fuel oil. The switch must be readily accessible, within reach, properly labeled, and installed in a location remote from the heating appliance nearest the point of entrance to the space being served.

T. Article 422 Appliances, Section 422.16 Flexible Cords, Subsection (B) Specific Appliances, Item (2) Built-In Dishwashers and Trash Compactors, is amended to read as follows:

422.16 (B) (2) Built-In Dishwashers and Trash Compactors. Built-in dishwashers and trash compactors shall be permitted to be cord-and-plug-connected with a flexible cord identified as suitable for the purpose by the appliance manufacturer where all of the following conditions are met:

(1) The flexible cord shall be terminated with a grounding-type attachment plug.

Exception: A listed dishwasher or trash compactor distinctly marked to identify it as protected by a system of a double insulation shall not be required to be terminated with a grounding-type attachment plug.

(2) For a trash compactor, the length of the cord shall be 0.9m to 1.2 m (3 ft to 4 ft) measured from the face of the attachment plug to the plane of the rear of the appliance.

(3) For a built-in dishwasher, the length of the cord shall be 0.9 m to 2.0 m (3 ft to 6.5 ft) measured from the face of the attachment plug to the plane of the rear of the appliance.

(4) Receptacles shall be located to protect against physical damage to the flexible cord.

(5) The receptacle for a trash compactor shall be located in the space occupied by the appliance or adjacent thereto.

(6) The receptacle for a built-in dishwasher shall be located in the space adjacent to the space occupied by the appliance or adjacent thereto.

(7) The receptacle shall be accessible.

U. Article 424 Fixed Electric Space-heating Equipment, Part II Installation, Section 424.14 Energy Efficiency, is added as follows:

424.14. Energy Efficiency. Permanently installed electric baseboard heaters shall be installed in existing buildings which conform to the minimum energy efficiency requirements of COMAR 05.02.07.

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- V. Article 550 Mobile Homes, Manufactured Homes, and Mobile Home Parks, Section 550.13 Receptacle Outlets, Subsection (B) Ground-Fault Circuit-Interruption (GFCI), Item (5), is amended to read as follows:

(5) Sinks – where receptacles are installed within 1.8 m (6 ft) of the outside edge of the bowl of the sink

Exception to (5): A receptacle installed behind a refrigerator located in a designated area constructed or designed specifically for the refrigerator, that is installed to supply only that appliance, not the countertop, shall not be required to have ground-fault circuit-interrupter protection.

§ 64-18. Violations and penalties.

- A. **Violation penalties.** Violation penalties. Any person who shall violate a provision of this Chapter or shall fail to comply with any of the requirements thereof or who shall erect, construct, alter or repair electrical work in violation of an approved plan or directive of the code official or of a permit or certificate issued under the provisions of this Chapter, unless such action is specifically identified as a misdemeanor, shall be deemed to have committed a municipal infraction and shall be subject to the regulations as set forth in Chapter 1, General Provisions, Article III, Municipal Infractions, of the City Code. The fine for committing a municipal infraction under this Chapter shall be up to \$500 dollars for each violation, subject to the municipality's authority to double the fine pursuant to the Maryland Annotated Code, Local Government Article, Sections 6-106(a)(2) and 6-107. Each day that a violation continues shall be deemed a separate offense.
- B. **Misdemeanor violation penalties.** Actions or violations specifically identified as a misdemeanor shall be punishable by a fine of not more than \$500 or by imprisonment not exceeding 90 days, or by both such fine and imprisonment. Each day that a violation continues shall be deemed a separate offense.

§ 64-19. Right to appeal.

- A. Any person directly affected by a decision of the code official or a notice or order issued under this code shall have the right to appeal to the *board of appeals*, provided that a written application for appeal is filed within 20 days after the day the decision, notice or order was served. An application for appeal shall be based on a claim that the true intent of this code or the rules legally adopted thereunder have been incorrectly interpreted, the provisions of this code do not fully apply, or the requirements of this code are adequately satisfied by other means.
- B. Any reference to a *board of appeals* in this code shall be construed to mean the City of Hagerstown Board of Code Appeals as established by Code of the City of Hagerstown, Chapter I 0, Article XIV. This Board shall administer the appeal process in accordance with the Code of the City of Hagerstown, Chapter 10, Article XIV.