

1 **BEFORE THE ELECTRICAL AND ELEVATOR BOARD OF THE STATE OF OREGON**

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3 **IN THE MATTER OF:**) **AMENDED NOTICE OF PROPOSED**

4 **COTY L. HIX-COULTER, AN INDIVIDUAL**) **ASSESSMENT OF A CIVIL PENALTY**

5 **RESPONDENT**) **AND FINAL ORDER ON DEFAULT**

6) **CASE NO. C2014-0056**

7 Under Oregon Revised Statutes (ORS) 455.895(1)(b) and Oregon Administrative Rules

8 (OAR) 918-001-0036, the Oregon Electrical and Elevator Board (Board) proposes to take

9 disciplinary action against Respondent in the form of civil penalties totaling \$2,000 because

Respondent violated Building Codes Division statutes or rules as follows:

10 **FINDINGS OF FACT**

- 11 1. On or about March 13, 2014, at 1111 N Roosevelt Avenue, Seaside, Oregon, Respondent, in
- 12 the capacity of employee for Integrity Signs of Oregon, connected low-voltage leads with
- 13 wire nuts inside a sign, for the account of another, without a supervising or journeyman
- 14 electrician license.
- 15 2. On or about March 13, 2014, Robert Johnston, inspector for Clatsop County, served citation
- number 14711 on Respondent but did not indicate the amount of a proposed civil penalty.
- 16 3. This notice amends citation number 14711 by including a proposed civil penalty.

17 **WHAT THE LAW SAYS**

- 18 1. ORS 479.530(10) defines electrical installations as the construction or installation of
- 19 electrical wiring and the permanent attachment or installation of electrical products.
- 20 2. Under ORS 479.620(3), a person may not make any electrical installation without a
- supervising or journeyman electrician's license.

21 **CONCLUSIONS OF LAW**

- 22 1. When Respondent connected low-voltage leads with wire nuts inside a sign, Respondent
- 23 made an electrical installation under ORS 479.530(1).
- 24 2. By making electrical installations without a valid supervising or journeyman electrician
- 25 license, Respondent violated ORS 479.620(3).

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FINAL ORDER

As of: June 10, 2014

NOTICE OF FINAL ORDER

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If Respondent does not timely request a hearing, withdraw a hearing request, notify the Board or the administrative law judge that Respondent will not appear, or fail to appear at a scheduled hearing, the Board will issue a Final Order by Default. If the Board issues a Final Order by Default, it designates the file, including any materials submitted by Respondent that relates to this matter, as the record for purpose of proving a prima facie case.

Respondent is entitled to judicial review of any final order issued in the matter of this Notice of Proposed Assessment of a Civil Penalty. Judicial review may be obtained by filing a petition for review with the Oregon Court of Appeals within 60 days after the Final Order is served. See ORS 183.482. If the Order was served in person, the service date is the date Respondent received the Order. If the Order was served through the mail, the service date is the day the Order was mailed, not the day it was received by Respondent. If Respondent does not file a petition for judicial review within 60 days, Respondent will lose the right to appeal. The phone number for the Oregon Court of Appeals is 503-986-5555.

Dated this 20th day of May, 2014

 for

Chair
Electrical and Elevator Board
State of Oregon