

SENATE BILL No. 1220

March 18, 2008, Introduced by Senator JANSEN and referred to the Committee on Economic Development and Regulatory Reform.

A bill to amend 1956 PA 217, entitled
"Electrical administrative act,"
by amending section 5 (MCL 338.885), as amended by 1998 PA 302, and
by adding section 4.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 SEC. 4. (1) SUBJECT TO SUBSECTION (4), THE BOARD AND
2 DEPARTMENT MAY LICENSE, WITHOUT EXAMINATION, APPLICANTS LICENSED
3 UNDER THE LAWS OF OTHER STATES HAVING REQUIREMENTS FOR LICENSING
4 CATEGORIES OR CLASSES OF ELECTRICIANS THAT THE BOARD DETERMINES ARE
5 EQUIVALENT TO THE REQUIREMENTS OF THIS STATE, CONDITIONAL UPON THAT
6 STATE OFFERING RECIPROCITY.
- 7 (2) BEGINNING THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT
8 ADDED THIS SECTION, THE DEPARTMENT AND BOARD SHALL MAKE APPROPRIATE

1 WRITTEN OR ELECTRONIC INQUIRIES TO ALL STATES THAT LICENSE
2 ELECTRICIANS IN ANY OR ALL OF THE CATEGORIES OR CLASSES DESCRIBED
3 IN THIS ACT REGARDING THE EXECUTION OF RECIPROCAL AGREEMENTS WITH
4 THIS STATE FOR THE GRANTING OF LICENSES, WITHOUT EXAMINATION AND
5 WITHOUT FURTHER TRAINING OR EXPERIENCE, TO APPLICANTS HOLDING A
6 LICENSE IN THIS STATE. ON A QUARTERLY BASIS, THE DEPARTMENT SHALL
7 SUBMIT A WRITTEN OR ELECTRONIC REPORT TO THE STANDING COMMITTEES
8 AND APPROPRIATION SUBCOMMITTEES OF THE SENATE AND HOUSE OF
9 REPRESENTATIVES CONCERNED WITH OCCUPATIONAL ISSUES, DETAILING THE
10 EFFORTS MADE BY THE DEPARTMENT IN CONTACTING OTHER STATES REGARDING
11 THE EXECUTION OF RECIPROCAL AGREEMENTS REQUIRED BY THIS SUBSECTION.

12 (3) A RECIPROCAL AGREEMENT DESCRIBED IN SUBSECTION (2) SHALL
13 CONTAIN THOSE PROVISIONS RECOMMENDED BY THE BOARD AND APPROVED BY
14 DEPARTMENT BUT SHALL PROVIDE THAT THE OTHER STATE DOES AT LEAST THE
15 FOLLOWING:

16 (A) ISSUES AN ELECTRICIAN IDENTIFICATION CARD WITH AN
17 EXPIRATION DATE PRINTED ON THE CARD AS WELL AS ANY CATEGORY OR
18 CLASS LIMITATION.

19 (B) IS AVAILABLE TO VERIFY THE LICENSE STATUS FOR ENFORCEMENT
20 PURPOSES.

21 (C) HAS DISQUALIFICATION, SUSPENSION, AND REVOCATION STANDARDS
22 FOR LICENSES.

23 (D) REQUIRES APPLICANTS FOR LICENSURE TO SUBMIT TO A CRIMINAL
24 HISTORY RECORDS CHECK PURSUANT TO APPLICABLE STATE AND FEDERAL LAW.

25 (E) REQUIRES THAT THE ELECTRICIAN POSSESS A LICENSE IN GOOD
26 STANDING FROM HIS OR HER HOME STATE.

27 (F) ALLOWS FOR UNLIMITED OR LIMITED LICENSURE, DEPENDING ON

1 THE CATEGORIES OR CLASSES FOR WHICH APPLICANTS CAN BE QUALIFIED
2 UNDER THE LAW OF THIS STATE AND THE OTHER STATE LAWS, INCLUDING
3 DEVELOPING CATEGORIES AND CLASSES IN ALTERNATIVE AND RENEWABLE
4 ENERGY SYSTEMS.

5 (4) NOTWITHSTANDING SUBSECTION (1), THE DEPARTMENT SHALL ISSUE
6 A LICENSE, WITHOUT EXAMINATION AND PURSUANT TO THE RECIPROCITY
7 AGREEMENT EXECUTED BY THE DEPARTMENT AND THE REGULATORY AGENCY OF
8 ANOTHER STATE, TO A PERSON LICENSED UNDER THE LAW OF THAT OTHER
9 STATE APPLYING FOR LICENSURE IN THIS STATE. UNDER SUCH
10 CIRCUMSTANCES, SUBSECTION (1) DOES NOT APPLY BUT DOES APPLY TO AN
11 APPLICANT LICENSED UNDER THE LAWS OF ANOTHER STATE IF NO
12 RECIPROCITY AGREEMENT IS EXECUTED BETWEEN THE DEPARTMENT AND THE
13 REGULATORY AGENCY OF THAT OTHER STATE.

14 (5) BEGINNING THE EFFECTIVE DATE OF ANY RECIPROCITY AGREEMENT
15 EXECUTED UNDER THIS SECTION, THE DEPARTMENT SHALL REPORT ANNUALLY
16 NOT LATER THAN JULY 1 OF EACH YEAR TO THE STANDING COMMITTEES AND
17 APPROPRIATION SUBCOMMITTEES OF THE SENATE AND HOUSE OF
18 REPRESENTATIVES CONCERNED WITH OCCUPATIONAL ISSUES ON THE NUMBER OF
19 LICENSES ISSUED TO OUT-STATE APPLICANTS PURSUANT TO EACH PARTICULAR
20 RECIPROCITY AGREEMENT AND SHALL REPORT ANY INFORMATION IN THE
21 POSSESSION OF THE DEPARTMENT REGARDING THE NUMBER OF LICENSES
22 ISSUED TO MICHIGAN RESIDENTS IN OTHER STATES UNDER A RECIPROCITY
23 AGREEMENT EXECUTED UNDER THIS SECTION.

24 Sec. 5. (1) Except as otherwise provided in section 7, a
25 person, firm, or corporation shall not install any electric wiring,
26 devices, appliances, or appurtenances for the generation,
27 distribution, and utilization of electrical energy, within or on

1 any building, structures, or properties, without being licensed. In
2 a municipality where inspection service is provided, a permit shall
3 be obtained from the board or municipality having jurisdiction. If
4 the electric wiring, devices, appliances, or appurtenances are
5 installed without compensation by a person licensed under this act
6 for or on behalf of a charitable organization, the permit required
7 under this subsection may be obtained by the owner of the property
8 on which the work is performed.

9 (2) The charitable organization exception under subsection (1)
10 applies only to the reconstruction, renovation, or remodeling of
11 1- to 4-family dwellings.

12 (3) Except as otherwise provided in section 7, a person, firm,
13 or corporation shall not erect, install, alter, repair, service, or
14 maintain fire alarm system wiring, devices, appliances, or
15 equipment within a building or structure without being licensed
16 under this act.

17 (4) Except as otherwise provided in section 7, a person, firm,
18 or corporation shall not install, connect, repair, or maintain
19 electric signs and related wiring without being licensed under this
20 act.

21 ~~———— (5) Notwithstanding any other provisions of this act and upon~~
22 ~~proper application and payment of the appropriate fees, the board~~
23 ~~and department of labor shall issue a license without examination~~
24 ~~to a person desiring sign specialty licensure who is licensed,~~
25 ~~registered, or otherwise regulated in another state if the board~~
26 ~~determines that the standards in the other state meet or exceed the~~
27 ~~standards imposed in this act.~~

1 (5) ~~(6)~~—As used in this section, "charitable organization"
2 means a not for profit tax-exempt religious, educational, or humane
3 organization.