

SENATE BILL NO. 36

January 19, 2023, Introduced by Senators CHERRY, BELLINO, CHANG and SANTANA and referred to the Committee on Labor.

A bill to amend 2016 PA 407, entitled "Skilled trades regulation act," by amending sections 701 and 737 (MCL 339.5701 and 339.5737), section 701 as amended by 2018 PA 151.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 701. As used in this article:
- 2 (a) "Apprentice electrician" means an individual other than an
- 3 electrical contractor, master electrician, or electrical
- 4 journeyman, who is engaged in learning about and assisting in the

1 installation or alteration of electrical wiring and equipment under
2 the direct personal supervision of an electrical journeyman or
3 master electrician.

4 (b) "Board" means the electrical administrative board
5 described in section 705.

6 (c) "Electric sign" means fixed, stationary, or portable self-
7 contained, electrically illuminated equipment that has words or
8 symbols designed to convey information or attract attention.
9 Electric sign includes outline lighting. Electric sign does not
10 include those signs that are indoor or outdoor portable
11 applications or recognized holiday residential signs listed with a
12 recognized testing and approval agency and that use a cord cap-110
13 volt plug as the electrical energizing attachment method.

14 (d) ~~(e)~~ "Electrical contractor" means a person that is engaged
15 in the business of erecting, installing, altering, repairing,
16 servicing, or maintaining electrical wiring.

17 (e) "Electrical energy supply agency" means any of the
18 following:

19 (i) An electric utility as that term is defined in section 2 of
20 the electric transmission line certification act, 1995 PA 30, MCL
21 460.562.

22 (ii) An independent transmission company as that term is
23 defined in section 2 of the electric transmission line
24 certification act, 1995 PA 30, MCL 460.562.

25 (iii) A municipal electric utility system as that term is
26 defined in section 4 of the Michigan energy employment act of 1976,
27 1976 PA 448, MCL 460.804.

28 (iv) An electric cooperative utility engaged in the
29 transmission or distribution of electric service and the

1 **cooperative's subsidiaries, affiliates, contractors, or**
 2 **subcontractors.**

3 (f) ~~(d)~~—"Electrical journeyman" means an individual other than
 4 an electrical contractor who, as his or her principal occupation,
 5 is engaged in the practical installation or alteration of
 6 electrical wiring. An electrical contractor or master electrician
 7 may also be an electrical journeyman.

8 ~~(e) "Electric sign" means fixed, stationary, or portable self-~~
 9 ~~contained, electrically illuminated equipment that has words or~~
 10 ~~symbols designed to convey information or attract attention.~~
 11 ~~Electric sign includes outline lighting. Electric sign does not~~
 12 ~~include those signs that are indoor or outdoor portable~~
 13 ~~applications or recognized holiday residential signs listed with a~~
 14 ~~recognized testing and approval agency and that use a cord cap-110~~
 15 ~~volt plug as the electrical energizing attachment method.~~

16 (g) ~~(f)~~—"Electrical wiring" means all wiring, generating
 17 equipment, fixtures, appliances, devices, and appurtenances in
 18 connection with the generation, distribution, and utilization of
 19 electrical energy, in or on a building, residence, structure, or
 20 properties, regardless of whether ~~or not~~ the electrical wiring is
 21 energized at the time of installation. The term includes service
 22 entrance wiring as defined in the Michigan electrical code.

23 (h) ~~(g)~~—"Fire alarm contractor" means a person that is engaged
 24 in the business of erecting, installing, altering, repairing,
 25 servicing, or maintaining **the** wiring, **or the associated** devices,
 26 appliances, or equipment of a fire alarm system.

27 (i) ~~(h)~~—"Fire alarm specialty apprentice technician" means an
 28 individual other than a fire alarm contractor or a fire alarm
 29 specialty technician who is engaged in learning about and assisting

1 in the installation or alteration of fire alarm system wiring and
 2 equipment under the direct personal supervision of a fire alarm
 3 specialty technician.

4 (j) ~~(i)~~—"Fire alarm specialty licensure" means licensure as a
 5 fire alarm contractor or a fire alarm specialty or apprentice
 6 technician.

7 (k) ~~(j)~~—"Fire alarm specialty technician" means an individual
 8 other than a fire alarm contractor who, as his or her principal
 9 occupation, is engaged in the design and practical installation or
 10 alteration of fire alarm systems. An individual who is a fire alarm
 11 contractor may also be a fire alarm specialty technician.

12 (l) ~~(k)~~—"Fire alarm system" means a system that is designed to
 13 detect and annunciate the presence of fire, or by-products of fire,
 14 installed in a building or structure. Fire alarm system does not
 15 include a single station smoke detector.

16 Sec. 737. (1) Except as otherwise provided in **subsection (3),**
 17 **or elsewhere in** this article, ~~or in subsection (3),~~ a person shall
 18 not engage in the business of electrical contracting unless the
 19 person has received from the board or from the appropriate
 20 municipality an electrical contractor's license.

21 (2) Except as otherwise provided in **subsection (3), or**
 22 **elsewhere in** this article, ~~or in subsection (3),~~ an individual,
 23 other than an individual who is licensed under this article and
 24 employed by and working under the direction of a holder of an
 25 electrical contractor's license, shall not in any manner undertake
 26 to execute any electrical wiring, **including, but not limited to,**
 27 **electrical wiring of a renewable energy source as that term is**
 28 **defined in section 10g of 1939 PA 3, MCL 460.10g.**

29 (3) A ~~licensee~~ **license** is not required to perform any of the

1 following classes of work:

2 (a) Minor repair work.

3 (b) The installation, alteration, repairing, rebuilding, or
4 remodeling of elevators, dumbwaiters, escalators, or man lifts
5 performed under a permit issued by an elevator inspection agency of
6 this state or a municipality of this state.

7 (c) The installation, alteration, or repair of electrical
8 equipment and its associated wiring installed on the premises of
9 consumers or subscribers by or for an electrical energy supply
10 **agency** or communication agency for use by that agency in the
11 generation, transmission, distribution, or metering of electrical
12 energy or for the operation of signals or transmission of
13 intelligence.

14 (d) The installation, alteration, or repair of electrical
15 wiring for the generation and primary distribution of electric
16 current, or the secondary distribution system up to and including
17 the meters, if that work is an integral part of the system owned
18 and operated by an ~~electric light and power utility~~ **electrical**
19 **energy supply agency** in rendering its duly authorized service.

20 (e) Any work involved in the manufacture of electric
21 equipment, including the testing and repairing of that manufactured
22 equipment.

23 (f) The installation, alteration, or repair of equipment and
24 its associated wiring for the generation or distribution of
25 electric energy for the operation of signals or transmission of
26 intelligence if that work is performed in connection with a
27 communication system owned or operated by a telephone or telegraph
28 company **or electrical energy supply agency** in rendering ~~its~~ **the**
29 **company's or agency's** authorized service. ~~as a telephone or~~

1 ~~telegraph company.~~

2 (g) Any installation, alteration, or repair of electrical
3 equipment by a homeowner in a single family home and accompanying
4 outbuildings owned and occupied or to be occupied by the individual
5 who is performing the installation, alteration, or repair of
6 electrical equipment.

7 (h) Any work involved in the use, maintenance, operation,
8 dismantling, or reassembling of motion picture and theatrical
9 equipment used in any building with approved facilities for
10 entertainment or educational use and that has the necessary
11 permanent wiring and floor and wall receptacle outlets designed for
12 the proper and safe use of that theatrical equipment, but not
13 including any permanent wiring.

14 (i) Work performed by a person that is licensed as a
15 mechanical contractor in a classification described in section
16 807(2) (a), (b), (d), (e), and (f), a person that is licensed as a
17 plumbing contractor under article 11, and employees of those
18 persons, while performing maintenance, service, repair,
19 replacement, alteration, modification, reconstruction, or upgrading
20 of control wiring circuits and electrical component parts in
21 existing mechanical systems defined in the Michigan mechanical code
22 and the Michigan plumbing code, including, but not limited to,
23 energy management systems, relays and controls on boilers, water
24 heaters, furnaces, air conditioning compressors and condensers, fan
25 controls, thermostats and sensors, and all interconnecting wiring
26 associated with the mechanical systems in buildings that are on the
27 load side of the unit disconnect, that is located on or immediately
28 adjacent to the equipment, except for life safety systems wiring.

29 (j) Electrical wiring associated with the installation,

1 removal, alteration, or repair of a water well pump on a single
2 family dwelling to the first point of attachment in the house from
3 the well, by a pump installer registered under part 127 of the
4 public health code, 1978 PA 368, MCL 333.12701 to 333.12771.

5 (k) The installation, maintenance, or servicing of security
6 alarm systems in a building or structure. As used in this
7 subdivision, "security alarm system" means that term as defined in
8 section ~~733(2)(e)~~. **733**.

9 (l) The installation, maintenance, or servicing of listed
10 residential and commercial lawn irrigation equipment, except any
11 permanent wired connections exceeding 30 volts.

12 (m) The installation, maintenance, or servicing of listed
13 landscape lighting systems and equipment, except any permanent
14 wired connections exceeding 30 volts.

15 (n) The installation, alteration, maintenance, or repair of
16 electric signs and related wiring by an unlicensed individual under
17 the direct supervision of a licensed sign specialist except that
18 the ratio of unlicensed individuals engaged in this activity ~~shall~~
19 **must** not exceed 2 unlicensed individuals to 1 licensed sign
20 specialist. An enforcing agency shall enforce this ratio on a
21 jobsite basis.

22 (o) The construction, installation, maintenance, repair, and
23 renovation of telecommunications equipment and related systems by a
24 person that is primarily engaged in the telecommunications and
25 related information systems industry. This exemption does not
26 include the construction, installation, maintenance, repair, or
27 renovation of a fire alarm system.

28 (p) **The alteration or repair of electrical equipment for the**
29 **generation of electric current of a renewable energy source as that**

1 term is defined in section 10g of 1939 PA 3, MCL 460.10g, that is
2 not owned and operated by an electric energy supply agency.

3 (q) Subject to section 717, the execution of electrical wiring
4 that is performed by unlicensed individuals, if the work is
5 performed by apprentice electricians under the supervision of a
6 licensed journeyman or licensed master electrician.