



HOUSE BILL No. 5403

March 10 1994 Introduced by Rep Jacobetti and referred to the Committee on Labor

A bill to amend section 3 of Act No 217 of the Public Acts of 1956, entitled as amended

Electrical administrative act,
as amended by Act No 130 of the Public Acts of 1992 being section 338 883 of the Michigan Compiled Laws and to add section 8h

THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Section 3 of Act No 217 of the Public Acts of
2 1956 as amended by Act No 130 of the Public Acts of 1992 being
3 section 338 883 of the Michigan Compiled Laws, is amended and
4 section 8h is added to read as follows

5 Sec 3 (1) The board AND THE DEPARTMENT OF LABOR shall
6 grant annual licenses and certificates to qualified applicants,
7 make orders and promulgate rules necessary for the enforcement
8 and carrying out of this act, and enforce and carry out this

1 act The rules shall be promulgated pursuant to the
 2 administrative procedures act of 1969, Act No 306 of the Public
 3 Acts of 1969, as amended, being sections 24 201 to 24 328 of the
 4 Michigan Compiled Laws

5 (2) The examination fee for licensure of the following shall
 6 be \$25 00

7 (a) Master electrician

8 (b) Electrical contractor

9 (c) Electrical journeyman

10 (d) Fire alarm contractor

11 (e) Fire alarm specialty technician

12 (f) Sign specialty contractor

13 (g) Sign specialist

14 (3) The fee for initial licensure apprentice electrician
 15 registration or renewal of a license relating to electricians is
 16 as follows

17 (a) Electrical contractor \$75 00

18 (b) Master electrician 25 00

19 (c) Electrical journeyman 20 00

20 (d) Apprentice electrician 5 00

21 (4) The fee for initial fire alarm specialty licensure, fire
 22 alarm specialty apprentice technician registration, or renewal of
 23 a fire alarm specialty license is as follows

24 (a) Fire alarm contractor \$75 00

25 (b) Fire alarm specialty technician 25 00

26 (c) Fire alarm specialty apprentice technician 5 00

1 (5) The fee for initial sign specialty licensure or renewal
2 of a sign specialty license is as follows

3 (a) Sign specialty contractor \$40 00

4 (b) Sign specialist 20 00

5 (6) ~~A license issued under this act shall expire on~~
6 ~~December 31 of each year and is renewable not more than 60 days~~
7 ~~after that date upon application and payment of the appropriate~~
8 ~~fee as described in subsection (3), (4), or (5)~~ NOTWITHSTANDING
9 SUBSECTIONS (3) (4), AND (5) AND BEGINNING JANUARY 1, 1995 AN
10 INITIAL OR RENEWAL LICENSE ISSUED UNDER THIS ACT SHALL EXPIRE ON
11 THE APPLICANT S BIRTHDAY OCCURRING IN THE CALENDAR YEAR 1996
12 BEGINNING JANUARY 1 1995 AND UNTIL DECEMBER 31, 1995, THE BOARD
13 SHALL CHARGE THE LICENSE FEE DESCRIBED IN SUBSECTION (3), (4), OR
14 (5) AS WELL AS A PRO RATA LICENSE FEE REPRESENTING THE ADDITIONAL
15 TIME IN 1996 BEFORE THE APPLICANT'S BIRTHDAY COMPUTED IN MONTHLY
16 AND IF NECESSARY DAILY INCREMENTS AFTER THE APPLICANT S 1996
17 BIRTHDAY, THE APPLICANT S LICENSE SHALL EXPIRE ON HIS OR HER NEXT
18 AND SUBSEQUENT BIRTHDAYS AND IS RENEWABLE NOT MORE THAN 60 DAYS
19 AFTER THAT DATE UPON APPLICATION AND PAYMENT OF THE APPROPRIATE
20 FEE AS DESCRIBED IN SUBSECTION (3) (4), OR (5)

21 (7) An apprentice electrician or specialty apprentice tech-
22 nician registration will expire on August 31 of each year and
23 shall be renewable within 30 days after that date upon payment of
24 a \$10 00 renewal fee An applicant shall submit proof of a spon-
25 soring employer for initial or renewal registration

26 (8) ~~After March 1 of each year~~ BEGINNING JANUARY 1, 1996,
27 UPON THE EXPIRATION OF 60 DAYS AFTER THE APPLICANT'S BIRTHDAY a

1 license not renewed shall be considered void and may be
2 reinstated only upon application for reinstatement and payment of
3 the appropriate license fee for the appropriate class

4 (9) The board shall provide for an examination to be given
5 to an applicant seeking licensure under this act for a specific
6 class of license The board and department of labor, acting
7 jointly may develop an examination or contract for the use of an
8 examination developed by another governmental subdivision or any
9 other entity including, but not limited to, the national assess-
10 ment institute which the department of labor and the board,
11 acting jointly, review and determine is designed to test the
12 qualifications and competency of applicants seeking licensure
13 under this act

14 (10) The examination for electrical journeymen and master
15 electricians shall include but not be limited to questions
16 designed to test an individual s knowledge of this act any rules
17 promulgated under this act, the state construction code act of
18 1972 and any code adopted pursuant to section 4 of that act and
19 any code adopted pursuant to section 8 of that act as well as the
20 theory relative to those codes In the case of the examination
21 for an electrical contractor s license, the examination shall
22 include, but not be limited to, questions designed to test an
23 individual s knowledge of this act, any rules promulgated under
24 this act, the state construction code act of 1972, and the admin-
25 istration and enforcement procedures of any code adopted pursuant
26 to section 8 or 9 of that act

1 (11) The board shall provide for an examination to be given
2 to an applicant seeking fire alarm specialty licensure under this
3 act The examinations for fire alarm specialty licensure shall
4 include questions designed to test an individual s knowledge of
5 this act, any rules promulgated under this act and the state
6 construction code act of 1972 as relating to fire alarm
7 systems The board and department of labor acting jointly may
8 require, as a condition for licensure, certification of the
9 applicant in the field of fire alarm systems technology by the
10 national institution for certification in engineering technology
11 or equivalent as determined by the board

12 (12) The board shall provide for an examination to be given
13 to an applicant seeking sign specialty licensure under this act
14 The examinations for sign specialty licensure shall include, but
15 not be limited to, questions designed to test an individual s
16 knowledge of this act and any rules promulgated under this act
17 relating to electric signs and applicable sections of the code

18 (13) Examinations shall be offered at locations throughout
19 the state as determined by the board The department of labor in
20 consultation with the board may designate a person to give the
21 examination at any location Copies of examinations developed by
22 a governmental subdivision shall be presented for board approval
23 and shall remain the property of the governmental subdivision and
24 shall be returned to that governmental subdivision without having
25 been copied or reproduced in any manner

26 (14) Not later than January 1 1991 the department of labor
27 shall report to the appropriate house and senate committees on

1 the increase in the number of inspectors employed as a result of
2 the 1989 amendatory act that increased the fees contained in this
3 section

4 (15) The department of labor shall annually submit to the
5 members of the legislature a comprehensive report detailing the
6 expenditure of the additional money resulting from the 1989 amen-
7 datory act that increased the fees contained in this section

8 (16) There is created a joint legislative committee whose
9 purpose is to examine the scope of this act and any code involv-
10 ing electrical applications including but not limited to low
11 voltage applications The committee shall consist of the chairs
12 of the labor committee and the state affairs committee in the
13 House of Representatives and the chairs of the committees dealing
14 with the issues of labor and state affairs in the Senate The
15 committee shall publish a written report and present it to the
16 legislature not later than June 1 1991

17 SEC 8H (1) A CHECK OR DRAFT IN PAYMENT OF A FEE OR FINE
18 NOT PAID ON ITS FIRST PRESENTATION IS CONSIDERED DELINQUENT AS OF
19 THE DATE THE CHECK OR DRAFT WAS TENDERED THE PERSON TENDERING
20 THE CHECK OR DRAFT REMAINS LIABLE FOR THE PAYMENT OF THE FEE OR
21 FINE

22 (2) IF A FEE OR FINE IS STILL DELINQUENT 15 DAYS AFTER THE
23 DEPARTMENT OF LABOR GIVES NOTICE TO THE PERSON TENDERING THE
24 CHECK OR DRAFT, THE DEPARTMENT OF LABOR SHALL ASSESS AND COLLECT,
25 IN ADDITION TO THE FEE OR FINE, THE PENALTY AND DEPOSIT IT IN THE
26 MANNER DESCRIBED IN SECTION 9 THE DEPARTMENT OF LABOR SHALL
27 ASSESS A PENALTY ACCORDING TO THE FOLLOWING SCHEDULE

1	AMOUNT OF CHECK OR DRAFT	PENALTY
2	\$ 01 TO 15 00	\$ 5 00
3	15 01 TO 50 00	10 00
4	50 01 TO 100 00	20 00
5	100 01 TO 300 00	60 00
6	300 01 AND HIGHER	20% OF THE CHECK OR DRAFT
7	(3) THE DEPARTMENT OF LABOR AND THE BOARD SHALL NOT ISSUE OR	
8	RENEW A LICENSE FOR A PERSON WHO HAS AN OUTSTANDING FEE OR FINE	
9	AGAINST HIM OR HER RESULTING FROM NONPAYMENT OF A CHECK OR DRAFT	