



HOUSE BILL No. 5404

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

A bill to amend section 8 of Act No 266 of the Public Acts of 1929, entitled as amended

An act to protect the health and promote the safety and welfare of the people by regulating the installation alteration maintenance improvement and inspection of plumbing to define plumbing and the classification of plumbers to provide for the issuing of licenses and permits pertaining thereto and the disposition of moneys derived therefrom to create a plumbing board and to prescribe its powers and duties to authorize cities villages and townships to adopt and enforce certain standards to establish remedies and fix penalties for violation of the provisions of this act

as amended by Act No 106 of the Public Acts of 1989, being section 338 908 of the Michigan Compiled Laws

THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Section 8 of Act No 266 of the Public Acts of
2 1929, as amended by Act No 106 of the Public Acts of 1989, being
3 section 338 908 of the Michigan Compiled Laws, is amended to read
4 as follows

1 Sec 8 (1) Application for a plumber s license shall be
2 made to the plumbing board accompanied by the fee prescribed in
3 this act A person applying for an authorized master plumber s
4 license shall also pay any amount required to be paid under the
5 construction lien act Act No 497 of the Public Acts of 1980 as
6 amended, being sections 570 1101 to 570 1305 of the Michigan
7 Compiled Laws, which amount shall be paid to the department of
8 ~~licensing and regulation~~ COMMERCE for deposit in the homeowner
9 construction lien recovery fund An applicant shall be licensed
10 only after passing a satisfactory examination Each examination
11 for a license as a master plumber or journeyman plumber shall be
12 conducted by the plumbing board and shall consist of oral, writ-
13 ten, and practical tests The master plumber s examination shall
14 cover the science and practice of plumbing knowledge of the
15 state plumbing code, laws rules and regulations, interpretation
16 of charts and blueprints, and plans of plumbing installations
17 The journeyman plumber s examination shall cover the theory and
18 practice of plumbing and knowledge of the state plumbing code,
19 rules, and regulations

20 (2) The character, experience and fitness of an applicant
21 shall also be taken into consideration Each applicant shall be
22 of good moral character, as defined and determined under Act
23 No 381 of the Public Acts of 1974, as amended, being sections
24 338 41 to 338 47 of the Michigan Compiled Laws

25 (3) The application fee for the examination for a master
26 plumber's license shall be \$50 00, and for a journeyman plumber s
27 license, \$25 00 Upon passing the examination a license shall

1 be issued after the payment of a fee for initial licensure of
2 \$75 00 for a master plumber and a fee of \$20 00 for a journeyman
3 plumber ~~-A- EXCEPT AS OTHERWISE PROVIDED FOR IN THIS SECTION, A~~
4 master plumber shall pay a fee of \$75 00, and each journeyman
5 plumber shall pay a fee of \$20 00 for renewal of a license
6 ~~Licenses shall expire December 31 of each year, and may be~~
7 ~~renewed upon application made during the following January or~~
8 ~~February After March 1 of each year, a~~ BEGINNING JANUARY 1
9 1995 AN INITIAL OR RENEWAL LICENSE ISSUED UNDER THIS ACT SHALL
10 EXPIRE ON THE APPLICANT S BIRTHDAY OCCURRING IN THE CALENDAR YEAR
11 1996 BEGINNING JANUARY 1, 1995 AND UNTIL DECEMBER 31, 1995, THE
12 PLUMBING BOARD SHALL CHARGE THE LICENSE FEE DESCRIBED IN THIS
13 SUBSECTION AS WELL AS A PRO RATA LICENSE FEE REPRESENTING THE
14 ADDITIONAL TIME IN 1996 BEFORE THE APPLICANT S BIRTHDAY COMPUTED
15 IN MONTHLY AND IF NECESSARY DAILY INCREMENTS AFTER THE
16 APPLICANT S 1996 BIRTHDAY THE APPLICANT'S LICENSE SHALL EXPIRE
17 ON HIS OR HER NEXT AND SUBSEQUENT BIRTHDAYS AND IS RENEWABLE NOT
18 MORE THAN 60 DAYS AFTER THAT DATE UPON APPLICATION AND PAYMENT OF
19 THE APPROPRIATE FEE AS DESCRIBED IN THIS SUBSECTION A license
20 not renewed shall be considered void and may be reinstated only
21 upon application for reinstatement and the payment of the license
22 fee for the appropriate class

23 (4) Upon payment of the required fee, the plumbing board may
24 license without examination applicants licensed under the laws of
25 other states having requirements for licensing plumbers and for
26 regulating plumbing which the plumbing board determines are
27 equivalent to the requirements of this state Each holder of a

1 license granted under this act shall promptly notify the plumbing
2 board of a change in his or her business or residence address

3 (5) A plumber s apprentice required to be registered under
4 this act shall be of good moral character as defined and deter-
5 mined under Act No 381 of the Public Acts of 1974

6 (6) A CHECK OR DRAFT IN PAYMENT OF A FEE OR FINE NOT PAID ON
7 ITS FIRST PRESENTATION IS CONSIDERED DELINQUENT AS OF THE DATE
8 THE CHECK OR DRAFT WAS TENDERED THE PERSON TENDERING THE CHECK
9 OR DRAFT REMAINS LIABLE FOR THE PAYMENT OF THE FEE OR FINE IF A
10 FEE OR FINE IS STILL DELINQUENT 15 DAYS AFTER THE DEPARTMENT OF
11 LABOR GIVES NOTICE TO THE PERSON TENDERING THE CHECK OR DRAFT
12 THE DEPARTMENT OF LABOR SHALL ASSESS AND COLLECT, IN ADDITION TO
13 THE FEE OR FINE THE PENALTY AND DEPOSIT IT IN THE MANNER
14 DESCRIBED IN SECTION 13 THE DEPARTMENT OF LABOR SHALL ASSESS A
15 PENALTY ACCORDING TO THE FOLLOWING SCHEDULE

16	AMOUNT OF CHECK OR DRAFT	PENALTY
17	\$ 01 TO 15 00	\$ 5 00
18	15 01 TO 50 00	10 00
19	50 01 TO 100 00	20 00
20	100 01 TO 300 00	60 00
21	300 01 AND HIGHER	20% OF THE CHECK OR DRAFT

22 (7) THE DEPARTMENT OF LABOR AND THE PLUMBING BOARD SHALL NOT
23 ISSUE OR RENEW A LICENSE FOR A PERSON WHO HAS AN OUTSTANDING FEE
24 OR FINE AGAINST HIM OR HER RESULTING FROM NONPAYMENT OF A CHECK
25 OR DRAFT

1 (8) ~~-(6)-~~ As used in this section, "authorized master
2 plumber means a licensed master plumber who is authorized to
3 secure plumbing installation permits

4 (9) ~~-(7)-~~ Not later than January 1, 1991, the department
5 shall report to the appropriate house and senate committees on
6 the increase in the number of inspectors employed as a result of
7 the 1989 amendatory act that increased the fees contained in this
8 section

9 (10) ~~-(8)-~~ The department shall annually submit to the mem-
10 bers of the legislature a comprehensive report detailing the
11 expenditure of the additional money resulting from the 1989 amen-
12 datory act that increased the fees contained in this section