



# SENATE BILL No. 913

October 21, 1993, Introduced by Senator DI NELLO and  
referred to the Committee on State Affairs and  
Military/Veteran Affairs

A bill to amend Act No 299 of the Public Acts of 1980,  
entitled as amended  
"Occupational code,"  
as amended, being sections 339 101 to 339 2721 of the Michigan  
Compiled Laws, by adding section 2404a

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Act No 299 of the Public Acts of 1980, as  
2 amended, being sections 339 101 to 339 2721 of the Michigan  
3 Compiled Laws is amended by adding section 2404a to read as  
4 follows

5 SEC 2404A (1) BEFORE BEING PERMITTED TO RENEW AN ACTIVE  
6 RESIDENTIAL BUILDER'S, RESIDENTIAL MAINTENANCE AND ALTERATION  
7 CONTRACTOR'S, OR SALESPERSON'S LICENSE, A LICENSEE SHALL HAVE  
8 SUCCESSFULLY COMPLETED, WITHIN THE PRECEDING 12 MONTHS, NOT LESS  
9 THAN 6 CLOCK HOURS OF CONTINUING EDUCATION APPROVED BY THE

1 DEPARTMENT COVERING TOPICS WHICH ARE PERTINENT TO THE ACTIVITIES  
2 OF A RESIDENTIAL BUILDER, RESIDENTIAL MAINTENANCE AND ALTERATION  
3 CONTRACTOR, OR SALESPERSON EACH LICENSEE, IN COMPLETING 6 CLOCK  
4 HOURS, WILL HAVE THE OPTION OF SELECTING THE EDUCATION COURSES IN  
5 THAT LICENSEE'S AREA OF EXPERTISE, AS LONG AS THE EDUCATION  
6 COURSES ARE APPROVED BY THE DEPARTMENT

7 (2) A LICENSE WHICH HAS BEEN INACTIVE FOR LESS THAN 3 YEARS  
8 MAY BE REINSTATED WITHOUT EXAMINATION IF THE LICENSEE SHOWS PROOF  
9 OF COMPLETION OF NOT LESS THAN 6 CLOCK HOURS OF CONTINUING EDUCA-  
10 TION DESCRIBED IN SUBSECTION (1) A RESIDENTIAL BUILDER'S OR  
11 RESIDENTIAL MAINTENANCE AND ALTERATION CONTRACTOR'S LICENSE WHICH  
12 HAS BEEN INACTIVE FOR 3 OR MORE CONTINUOUS YEARS MAY BE REIN-  
13 STATED WITHOUT EXAMINATION IF THE LICENSEE PROVIDES PROOF OF THE  
14 COMPLETION OF THE 6 CLOCK HOURS OF CONTINUING EDUCATION DESCRIBED  
15 IN SUBSECTION (1) FOR EACH OF THE YEARS THE LICENSE WAS  
16 INACTIVE A SALESPERSON'S LICENSE WHICH HAS BEEN INACTIVE FOR 3  
17 OR MORE CONTINUOUS YEARS MAY BE REINSTATED IF THE LICENSEE PRO-  
18 VIDES PROOF OF COMPLETION OF 6 CLOCK HOURS OF CONTINUING EDUCA-  
19 TION DESCRIBED IN SUBSECTION (1) FOR EACH OF THE YEARS THE  
20 LICENSE WAS INACTIVE OR PASSING THE EXAMINATION REQUIRED FOR  
21 LICENSURE AS A SALESPERSON AS PROVIDED IN SECTION 2404

22 (3) THE CONTINUING EDUCATION REQUIREMENTS PROVIDED IN SUB-  
23 SECTIONS (1) AND (2) DO NOT APPLY TO A SALESPERSON OR RESIDENTIAL  
24 BUILDER OR RESIDENTIAL MAINTENANCE AND ALTERATION CONTRACTOR  
25 RENEWING HIS OR HER LICENSE IN THE YEAR IN WHICH THE ORIGINAL  
26 LICENSE WAS ISSUED

1           (4) A PERSON WHO OFFERS OR CONDUCTS A COURSE OR COURSES OF  
2 STUDY REPRESENTED TO MEET THE EDUCATIONAL REQUIREMENTS OF THIS  
3 ARTICLE SHALL FIRST OBTAIN APPROVAL FROM THE DEPARTMENT AND SHALL  
4 COMPLY WITH THE RULES OF THE DEPARTMENT CONCERNING CURRICULUM,  
5 INSTRUCTOR QUALIFICATION, GRADING SYSTEM, AND OTHER RELATED  
6 MATTERS   THE DEPARTMENT MAY SUSPEND OR REVOKE THE APPROVAL OF A  
7 PERSON FOR A VIOLATION OF THIS ARTICLE OR OF THE RULES PROMUL-  
8 GATED UNDER THIS ARTICLE   A PERSON SHALL NOT REPRESENT THAT ITS  
9 STUDENTS ARE ASSURED OF PASSING AN EXAMINATION REQUIRED BY THE  
10 DEPARTMENT   A PERSON SHALL NOT REPRESENT THAT THE ISSUANCE OF  
11 DEPARTMENTAL APPROVAL IS A RECOMMENDATION OR INDORSEMENT OF THE  
12 PERSON TO WHICH IT IS ISSUED OR OF A COURSE OF INSTRUCTION GIVEN  
13 BY IT   A PRE-LICENSURE COURSE APPROVED UNDER THIS ARTICLE SHALL  
14 BE CONDUCTED BY A LOCAL PUBLIC SCHOOL DISTRICT, A COMMUNITY COL-  
15 LEGE, AN INSTITUTION OF HIGHER EDUCATION AUTHORIZED TO GRANT  
16 DEGREES, OR A PRIVATE SCHOOL LICENSED BY THE DEPARTMENT OF EDUCA-  
17 TION UNDER ACT NO 148 OF THE PUBLIC ACTS OF 1943, BEING SECTIONS  
18 395 101 TO 395 103 OF THE MICHIGAN COMPILED LAWS

19           (5) A PERSON WHO IN OPERATING A SCHOOL VIOLATES SUBSECTION  
20 (4) SHALL BE SUBJECT TO THE PENALTIES SET FORTH IN ARTICLE 6

21           (6) THE DEPARTMENT MAY CONDUCT OR HOLD, OR ASSIST IN CON-  
22 DUCTING OR HOLDING, A CLINIC, MEETING, COURSE, OR INSTITUTE,  
23 WHICH SHALL BE OPEN TO A PERSON LICENSED UNDER THIS ARTICLE, AND  
24 MAY INCUR THE NECESSARY EXPENSES IN CONNECTION WITH THE CLINIC,  
25 MEETING, COURSE, OR INSTITUTE   THE DEPARTMENT, IN THE PUBLIC  
26 INTEREST, MAY ASSIST EDUCATIONAL INSTITUTIONS WITHIN THIS STATE  
27 IN SPONSORING STUDIES, RESEARCH, AND PROGRAMS FOR THE PURPOSE OF

- 1 RAISING THE STANDARDS OF PROFESSIONAL PRACTICE IN THE BUILDING
- 2 AND CONSTRUCTION TRADES AND THE COMPETENCE OF A LICENSEE