

REPRINT

**SUBSTITUTE FOR
SENATE BILL NO. 329**

(As Passed the Senate May 7, 1997)

(As amended July 1, 1998)

A bill to amend 1984 PA 192, entitled
"Forbes mechanical contractors act,"
by amending section 7 (MCL 338.977), as amended by 1985 PA 168.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 7. (1) Except as provided in ~~subsection (3)~~
2 [SUBSECTION (3)] and section 14, an individual, partner-
3 ship, association, corporation, governmental subdivision, col-
4 lege, or university shall not perform installations, alterations,
5 or servicing ~~in the~~ OF work classifications ~~set forth in~~
6 UNDER section 6(3), which are regulated by the state construction
7 code act of 1972, ~~Act No. 230 of the Public Acts of 1972, being~~
8 ~~sections 125.1501 to 125.1531 of the Michigan Compiled Laws~~ 1972
9 PA 230, MCL 125.1501 TO 125.1531, unless the individual, or an
10 employee of the individual, partnership, association,
11 corporation, governmental subdivision, college, or university has

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1 received a contractor's license from the department, which has
2 not been revoked or suspended, and the license is either classi-
3 fied and limited as provided in section 6 or is annotated as pro-
4 vided in section 8, and the holder of the license has secured the
5 appropriate permit from the enforcing agency charged with the
6 responsibility of issuing permits.

7 (2) An individual, partnership, association, corporation,
8 governmental subdivision, college, or university which performs
9 installations, alterations, or servicing ~~in the~~ OF work classi-
10 fications ~~set forth in~~ UNDER section 6(3) shall designate the
11 holder of a contractor's license as described in subsection (1)
12 as the contractor of record. The department shall be notified in
13 writing of the designation.

14 (3) IF THE INSTALLATION, ALTERATION, OR SERVICE OF A WORK
15 CLASSIFICATION UNDER SECTION 6(3) IS PERFORMED WITHOUT COMPENSA-
16 TION BY A PERSON LICENSED UNDER THIS ACT FOR OR ON BEHALF OF A
17 CHARITABLE ORGANIZATION, THE PERMIT REQUIRED UNDER SUBSECTION (1)
18 MAY BE OBTAINED BY THE OWNER OF THE PROPERTY ON WHICH THE WORK IS
19 PERFORMED. THIS SUBSECTION APPLIES ONLY TO THE RECONSTRUCTION,
20 RENOVATION, OR REMODELING OF 1- [TO 4-FAMILY] DWELLINGS.

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6 [(4)] ~~-(3)-~~ This act does not require a contractor of record
7 in a facility ~~which~~ THAT regularly employs a qualified mainte-
8 nance crew to perform within the facility mechanical contracting
9 work regulated by this act.

10 [(5)] AS USED IN THIS SECTION, "CHARITABLE ORGANIZATION" MEANS
11 A NOT FOR PROFIT TAX-EXEMPT RELIGIOUS, EDUCATIONAL, OR HUMANE
12 ORGANIZATION.