

HOUSE BILL No. 4591

April 18, 2013, Introduced by Reps. Nesbitt, Stallworth, Ananich, MacMaster, Lauwers, Jacobsen, Pscholka, Kandrevas, Pettalia, Rendon, Price, Zorn, McCready, Shirkey, Genetski, Franz, Kowall, Outman, LaVoy, Hobbs, Kesto, Switalski and Foster and referred to the Committee on Energy and Technology.

A bill to amend 1956 PA 217, entitled
"Electrical administrative act,"
by amending sections 6 and 7 (MCL 338.886 and 338.887), section 6
as amended by 1992 PA 130 and section 7 as amended by 2002 PA 205.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 6. (1) This act, except as otherwise provided for in this
2 section, ~~shall~~**DOES** not apply within the jurisdiction of a city,
3 village, or township ~~which~~**THAT ADOPTS OR** has adopted ~~or hereafter~~
4 ~~adopts~~ an ordinance ~~providing~~**THAT PROVIDES** standards for the
5 examination and licensing of master electricians, electrical or
6 specialty contractors, electrical journeymen, sign specialists, and
7 fire alarm specialty technicians and the registration of apprentice
8 electricians and fire alarm specialty apprentice technicians ~~which~~
9 ~~are not less than~~**THAT ARE AT LEAST AS STRINGENT AS** those

prescribed by this act; providing for enforcement that is substantially similar to this act; providing for civil and criminal penalties and a citation system for minor violations substantially similar to section 8c; providing for the issuance of an identification card that substantially complies with the requirements imposed in section 8c; and providing for the inspection of electrical wiring and equipment.

(2) This act shall not be construed as limiting the power of a municipality to enact ~~such an ordinance~~ **DESCRIBED IN SUBSECTION**

(1), to provide for the licensing of persons ~~, firms, or corporations as electrical or specialty contractors who~~ **THAT** have a place of business located in the municipality, or to provide for the licensing of journeymen electricians, sign specialists, or fire alarm specialty technicians who reside in the municipality except that the ordinance shall not require either of the following:

(a) The procurement of a license or permit to execute the classes of work specified in section ~~7(e), 7(3)(C), (d), (e), and (f),~~ **OR (K)**.

(b) The procurement of public liability insurance in excess of the coverage required ~~by~~ **UNDER** this act.

(3) ~~Licenses or registrations~~ **A LICENSE OR REGISTRATION** issued by the board under this act and licenses issued by a municipality ~~having~~ **THAT HAVE** standards for licensing ~~not less than~~ **AT LEAST AS STRINGENT AS** those established by the board shall be recognized by all municipalities.

(4) A municipality ~~providing~~ **THAT PROVIDES** for electrical inspection by local ordinance may require all electrical or

1 specialty contractors, sign specialists, fire alarm specialty
 2 technicians, and classes of electricians doing work in the
 3 municipality to register in accordance with its local ordinance.

4 (5) Municipal registration requirements shall be reciprocal
 5 between the municipalities and between municipalities and the board
 6 as to registration requirements and fees, except that licensed
 7 electrical journeymen, sign specialists, and fire alarm specialty
 8 technicians ~~shall~~ **ARE** not ~~be~~ required to register to work in
 9 municipalities under the jurisdiction of the board. ~~All licenses~~

10 ~~and registrations~~ **A MUNICIPALITY SHALL OFFICIALLY RECOGNIZE A**
 11 **LICENSE OR REGISTRATION** issued under this act ~~shall be officially~~
 12 ~~recognized by any municipality.~~ **FOR PURPOSES OF ITS ORDINANCE.**

13 Sec. 7. (1) Except as otherwise provided in this act or in
 14 subsection (3), a person ~~, firm, or corporation~~ shall not engage in
 15 the business of electrical contracting unless the person ~~, firm, or~~
 16 ~~corporation~~ has received from the board or from the appropriate
 17 municipality an electrical contractor's license.

18 (2) Except as otherwise provided in this act or in subsection
 19 (3), ~~a person,~~ **AN INDIVIDUAL**, other than ~~a person~~ **AN INDIVIDUAL WHO**
 20 **IS** licensed under this act and employed by and working under the
 21 direction of a holder of an electrical contractor's license, shall
 22 not in any manner undertake to execute any electrical wiring.

23 (3) A license under this act is not required in the execution
 24 of the following classes of work:

25 (a) Minor repair work. ~~, as defined in section 1.~~

26 (b) The installation, alteration, repairing, rebuilding, or
 27 remodeling of elevators, dumbwaiters, escalators, or man lifts

1 performed under a permit issued by an elevator inspection agency of
2 ~~the~~**THIS** state ~~of Michigan~~ or political subdivision of ~~the~~**THIS**
3 state. ~~of Michigan.~~

4 (c) The installation, alteration, or repair of electrical
5 equipment and its associated wiring installed on the premises of
6 consumers or subscribers by or for **AN** electrical energy supply or
7 communication ~~agencies~~**AGENCY** for use by ~~such agencies~~**THAT AGENCY**
8 in the generation, transmission, distribution, or metering of
9 electrical energy or for the operation of signals or transmission
10 of intelligence.

11 (d) The installation, alteration, or repair of electric wiring
12 for the generation and primary distribution of electric current, or
13 the secondary distribution system up to and including the meters,
14 where ~~such~~**THAT** work is an integral part of the system owned and
15 operated by an electric light and power utility in rendering its
16 duly authorized service.

17 (e) Any work involved in the manufacture of electric
18 equipment, including the testing and repairing of ~~such~~**THAT**
19 manufactured equipment.

20 (f) The installation, alteration, or repair of equipment and
21 its associated wiring for the generation or distribution of
22 electric energy for the operation of signals or transmission of
23 intelligence ~~where such work is~~**IF THAT WORK IS PERFORMED** in
24 connection with a communication system owned or operated by a
25 telephone or telegraph company in rendering its authorized service
26 as a telephone or telegraph company.

27 (g) Any installation, alteration, or repair of electrical

1 equipment by a homeowner in a single family home and accompanying
2 outbuildings owned and occupied or to be occupied by the ~~person~~
3 **INDIVIDUAL WHO IS** performing the installation, alteration, or
4 repair of electrical equipment.

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

12 (i) Work performed by ~~A~~ mechanical ~~contractors~~-**CONTRACTOR**
13 licensed in ~~classifications~~-**A CLASSIFICATION** listed in section
14 6(3)(a), (b), (d), (e), and (f) of the Forbes mechanical
15 contractors act, 1984 PA 192, MCL 338.976, ~~A~~ plumbing ~~contractors~~
16 **CONTRACTOR** licensed under ~~1929 PA 266, MCL 338.901 to 338.917, THE~~
17 **STATE PLUMBING ACT, 2002 PA 733, MCL 338.3511 TO 338.3569**, and
18 employees of persons licensed under those acts, while performing
19 maintenance, service, repair, replacement, alteration,
20 modification, reconstruction, or upgrading of control wiring
21 circuits and electrical component parts within existing mechanical
22 systems defined in the mechanical and plumbing codes provided for
23 in the Stille-DeRossett-Hale single state construction code act,
24 1972 PA 230, MCL 125.1501 to 125.1531, including, but not limited
25 to, energy management systems, relays and controls on boilers,
26 water heaters, furnaces, air conditioning compressors and
27 condensers, fan controls, thermostats and sensors, and all

1 interconnecting wiring associated with the mechanical systems in
2 buildings which are on the load side of the unit disconnect, which
3 is located on or immediately adjacent to the equipment, except for
4 life safety systems wiring.

5 (j) Electrical wiring associated with the installation,
6 removal, alteration, or repair of a water well pump on a single
7 family dwelling to the first point of attachment in the house from
8 the well, by a ~~registered~~ pump installer **REGISTERED** under part 127
9 of the public health code, 1978 PA 368, MCL 333.12701 to 333.12771.

10 ~~(k) The installation, maintenance, or servicing of burglar~~
11 ~~alarm systems within a building or structure.~~ **WORK PERFORMED BY A**
12 **SYSTEM PROVIDER THAT IS REGISTERED UNDER THE SECURITY ALARM SYSTEMS**
13 **ACT, 2012 PA 580, MCL 338.2181 TO 338.2187, OR BY A SECURITY ALARM**
14 **SYSTEM CONTRACTOR LICENSED UNDER THE PRIVATE SECURITY BUSINESS AND**
15 **SECURITY ALARM ACT, 1968 PA 330, MCL 338.1051 TO 338.1092, IN**
16 **CONNECTION WITH THE INSTALLATION, MAINTENANCE, REPLACEMENT, OR**
17 **SERVICING OF A SECURITY ALARM SYSTEM OR A HOME MONITORING SYSTEM,**
18 **AND THE INSTALLATION, MAINTENANCE, REPLACEMENT, OR SERVICING OF ANY**
19 **ELECTRICAL WIRING, EQUIPMENT, OR DEVICES ASSOCIATED WITH THAT**
20 **SYSTEM. AS USED IN THIS SUBDIVISION, "HOME MONITORING SYSTEM" MEANS**
21 **A DEVICE OR AN ASSEMBLY OF EQUIPMENT AND DEVICES THAT ALLOWS**
22 **INDIVIDUALS TO REMOTELY MONITOR THEIR HOME THROUGH AUDIO, VIDEO, OR**
23 **SENSOR DETECTION SYSTEMS AND THAT MAY ALLOW THEM TO REMOTELY**
24 **CONTROL THE HOME'S ENVIRONMENT, INCLUDING, BUT NOT LIMITED TO,**
25 **CONTROLLING TEMPERATURE, HUMIDITY, LIGHTING, DOORS, OR LOCKS.**

26 (l) The installation, maintenance, or servicing of listed
27 residential and commercial lawn irrigation equipment, except any

1 permanent wired connections exceeding 30 volts.

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

5 (n) The installation, alteration, maintenance, or repair of
6 electric signs and related wiring by an unlicensed individual under
7 the direct supervision of a licensed sign specialist except that
8 the ratio of unlicensed individuals engaged in this activity shall
9 not exceed 2 unlicensed individuals to 1 licensed sign specialist.

10 An enforcing agency shall enforce this ratio on a jobsite basis.

11 (o) The construction, installation, maintenance, repair, and
12 renovation of telecommunications equipment and related systems by a
13 person ~~, firm, or corporation~~ **THAT IS** primarily engaged in the
14 telecommunications and related information systems industry. This
15 exemption does not include the construction, installation,
16 maintenance, repair, ~~and~~ **OR** renovation of a fire alarm system.