

HOUSE BILL No. 5900

May 12, 2004, Introduced by Reps. Robertson, Richardville, Shackleton, Stahl, Voorhees, Amos, Palsrok, Taub, Meyer, LaJoy, Garfield, Nitz, DeRoche, Milosch, Pumford, Hummel, Steil, Koetje, Bisbee, Hune, Tabor, Shaffer, DeRossett, Ehardt, Gaffney, Newell, Caswell, Walker, Moolenaar, Acciavatti, Huizenga, Kooiman, Caul, Hoogendyk, Nofs and Sheen and referred to the Committee on Commerce.

A bill to amend 1956 PA 217, entitled
"Electrical administrative act,"
by amending section 3 (MCL 338.883), as amended by 1997 PA 120.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 3. (1) The board shall grant licenses and certificates
2 to qualified applicants, issue orders and promulgate rules
3 necessary for the enforcement and administration of this act, and
4 enforce and administer this act. The rules shall be promulgated
5 pursuant to the administrative procedures act of 1969, 1969 PA
6 306, MCL 24.201 to 24.328.

7 (2) The examination fee for licensure of the following is
8 \$25.00:

- 9 (a) Master electrician.
- 10 (b) Electrical contractor.
- 11 (c) Electrical journeyman.

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1 (d) Fire alarm contractor.

2 (e) Fire alarm specialty technician.

3 (f) Sign specialty contractor.

4 (g) Sign specialist.

5 (3) ~~Except as otherwise provided in subsection (9), the~~ **The**
6 fee for initial licensure, apprentice electrician registration,
7 or renewal of a license relating to electricians is as follows:

8 ~~(a) Electrical contractor.....\$75.00~~

9 **(a)** ~~(b)~~ Master electrician.....\$25.00

10 **(b)** ~~(e)~~ Electrical journeyman..... 20.00

11 **(c)** ~~(d)~~ Apprentice electrician..... 5.00

12 (4) ~~Except as otherwise provided in subsection (9), the~~ **The**
13 fee for initial fire alarm specialty **technician** licensure, fire
14 alarm specialty apprentice technician registration, or renewal of
15 a ~~fire alarm specialty~~ license **or registration** is as follows:

16 ~~(a) Fire alarm contractor.....\$75.00~~

17 **(a)** ~~(b)~~ Fire alarm specialty technician.....\$25.00

18 **(b)** ~~(e)~~ Fire alarm specialty apprentice technician..... 5.00

19 (5) ~~Except as otherwise provided in subsection (9), the~~ **The**
20 fee for initial sign ~~specialty~~ **specialist** licensure or renewal
21 of a sign ~~specialty~~ **specialist** license is ~~as follows:~~ **\$20.00.**

22 ~~(a) Sign specialty contractor.....\$40.00~~

23 ~~(b) Sign specialist..... 20.00~~

24 ~~(6) Except as otherwise provided in subsection (9), a license~~
25 ~~issued under this act expires on December 31 of each year and is~~
26 ~~renewable not more than 60 days after that date upon application~~
27 ~~and payment of the appropriate fee as described in subsection~~

1 ~~(3), (4), or (5).~~

2 **(6)** ~~-(7)-~~ An apprentice electrician or specialty apprentice
3 technician registration expires on August 31 of each year and is
4 renewable within 30 days after that date upon payment of a \$10.00
5 renewal fee. An applicant shall submit proof of a sponsoring
6 employer for initial or renewal registration.

7 **(7)** ~~-(8)-~~ After March 1 of each year or after March 1 of the
8 renewal year in the case of electrical contractors, fire alarm
9 contractors, and sign specialty contractors, a license not
10 renewed is void and may be reinstated only upon application for
11 reinstatement and payment of the appropriate license fee for the
12 appropriate class.

13 **(8)** ~~-(9) Beginning January 1, 1998, the~~ **The** license for an
14 electrical contractor, fire alarm contractor, and sign specialty
15 contractor expires December 31 ~~, 2000, and on December 31~~ **of**
16 every third year. ~~thereafter.~~ The license for an electrical
17 contractor, fire alarm contractor, and sign specialty contractor
18 is renewable not later than ~~March 1, 2001, and~~ on March 1 every
19 third year ~~thereafter~~ upon application and payment of \$200.00
20 by electrical contractors and fire alarm contractors and
21 application and payment of \$120.00 by sign specialty
22 contractors. In the case of a person applying for an initial or
23 reinstatement contractor's license at a time other than between
24 December 31 and March 1 of the year in which the department
25 issues renewal licenses, the department shall compute and charge
26 the 3-year license fee described in this subsection on a yearly
27 pro rata basis beginning in the year of the application until the

1 last year of the 3-year license cycle.

2 (9) Beginning the effective date of the amendatory act that
3 added this subsection, the department of labor and economic
4 growth shall issue an initial or renewal license for electrical
5 contractors, fire alarm contractors, and sign specialty
6 contractors not later than 6 months after the applicant files a
7 completed application. If the application is considered
8 incomplete by the department of labor and economic growth, the
9 department of labor and economic growth shall notify the
10 applicant in writing within 10 days after receipt of the
11 incomplete application, describing the deficiency and requesting
12 the additional information. The 6-month period is tolled upon
13 notification by the department of labor and economic growth of a
14 deficiency until the date the requested information is received
15 by the department of labor and economic growth.

16 (10) If the department of labor and economic growth fails to
17 issue or deny a license within the time required by this section,
18 the department of labor and economic growth shall return the
19 license fee and shall reduce the license fee for the applicant's
20 next renewal application, if any, by 15%. The department shall
21 not discriminate against an applicant in the processing of the
22 application based upon the fact that the application fee was
23 refunded or discounted under this subsection.

24 (11) Beginning January 31, 2005, the director of the
25 department of labor and economic growth shall submit a report by
26 January 31 of each year to the standing committees and
27 appropriations subcommittees of the senate and house of

1 representatives concerned with occupational issues. The director
2 shall include all of the following information in the report
3 concerning the preceding calendar year:

4 (a) The number of initial and renewal applications the
5 department received and completed within the 6-month time period
6 described in subsection (9).

7 (b) The number of applications requiring a request for
8 additional information.

9 (c) The average time for an applicant to respond to a request
10 for additional information.

11 (d) The number of applications rejected, categorized by
12 reason for rejection.

13 (e) The amount of money returned to licensees under
14 subsection (10).

15 (f) The number of applications not issued within the 6-month
16 period.

17 (g) The average processing time for initial and renewal
18 applications.

19 (12) ~~-(10)-~~ The board shall provide for an examination to be
20 given to an applicant seeking licensure under this act for a
21 specific class of license. The board and department of ~~consumer~~
22 ~~and industry services~~ **labor and economic growth**, acting jointly,
23 may develop an examination or contract for the use of an
24 examination developed by another governmental subdivision or any
25 other entity including, but not limited to, the national
26 assessment institute, which the department of ~~consumer and~~
27 ~~industry services~~ **labor and economic growth** and the board,

1 acting jointly, review and determine is designed to test the
 2 qualifications and competency of applicants seeking licensure
 3 under this act.

4 **(13)** ~~-(11)-~~ The examination for electrical journeymen and
 5 master electricians shall include, but not be limited to,
 6 questions designed to test an individual's knowledge of this act,
 7 any rules promulgated under this act, the **Stille-DeRossett-Hale**
 8 **single** state construction code act, ~~of 1972,~~ and any code
 9 adopted pursuant to section 4 of that act and any code adopted
 10 pursuant to section 8 of that act as well as the theory relative
 11 to those codes. In the case of the examination for an electrical
 12 contractor's license, the examination shall include, but not be
 13 limited to, questions designed to test an individual's knowledge
 14 of this act, any rules promulgated under this act, the
 15 **Stille-DeRossett-Hale single** state construction code act, ~~of~~
 16 ~~1972,~~ and the administration and enforcement procedures of any
 17 code adopted pursuant to section 8 or 9 of that act.

18 **(14)** ~~-(12)-~~ The board shall provide for an examination to be
 19 given to an applicant seeking fire alarm specialty licensure
 20 under this act. The examinations for fire alarm specialty
 21 licensure shall include questions designed to test an
 22 individual's knowledge of this act, any rules promulgated under
 23 this act, and the **Stille-DeRossett-Hale single** state construction
 24 code act, ~~of 1972,~~ as relating to fire alarm systems. The
 25 board and department of ~~consumer and industry services~~ **labor**
 26 **and economic growth**, acting jointly, may require, as a condition
 27 for licensure, certification of the applicant in the field of

1 fire alarm systems technology by the national institution for
2 certification in engineering technology or equivalent as
3 determined by the board.

4 (15) ~~-(13)-~~ The board shall provide for an examination to be
5 given to an applicant seeking sign specialty licensure under this
6 act. The examinations for sign specialty licensure shall
7 include, but not be limited to, questions designed to test an
8 individual's knowledge of this act and any rules promulgated
9 under this act relating to electric signs and applicable sections
10 of the code.

11 (16) ~~-(14)-~~ Examinations shall be offered at locations
12 throughout the state as determined by the board. The department
13 of ~~consumer and industry services~~ **labor and economic growth** in
14 consultation with the board may designate a person to give the
15 examination at any location. Copies of examinations developed by
16 a governmental subdivision shall be presented for board approval
17 and shall remain the property of the governmental subdivision and
18 shall be returned to that governmental subdivision without having
19 been copied or reproduced in any manner.

20 (17) ~~-(15)-~~ The department of ~~consumer and industry~~
21 ~~services~~ **labor and economic growth** shall annually submit to the
22 members of the legislature a comprehensive report detailing the
23 expenditure of the additional money resulting from the 1989
24 amendatory act that increased the fees contained in this
25 section.