

HOUSE BILL No. 4478

April 18, 2019, Introduced by Reps. Steven Johnson, Slagh, Calley and Yaroach and referred to the Committee on Regulatory Reform.

A bill to amend 2016 PA 407, entitled
"Skilled trades regulation act,"
by amending sections 1111 and 1123 (MCL 339.6111 and 339.6123).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1111. (1) To qualify for a plumbing contractor license,
2 the applicant must either hold a master plumber license or employ
3 the holder of a master plumber license as his or her
4 representative.

5 (2) Only an individual who is a sole proprietor, a partner in
6 a partnership, an officer of a corporation, or a member of a
7 limited liability company may apply for licensure as a plumbing
8 contractor.

9 (3) The department shall issue a plumbing contractor's license
10 to an individual who does all of the following:

1 (a) Files a completed application on a form provided by the
2 department that includes the following information:

3 (i) A statement listing the complete address of each place
4 where the applicant has resided and has been engaged in business
5 during the last 5 years including the length of time at each
6 residence and types of businesses engaged in or employments. **IF THE**
7 **APPLICANT IS REGISTERED AS A PLUMBING INSPECTOR UNDER ARTICLE 10**
8 **AND ENGAGED IN BUSINESS AS A PLUMBING CONTRACTOR, THE STATEMENT**
9 **MUST ALSO INCLUDE THAT ADDRESS.**

10 (ii) The name of the individual who is applying for the
11 license, the name of the business, and the location of the place
12 for which the license is desired.

13 (iii) The name of the business owner, president of the
14 corporation, or a member or manager of the limited liability
15 company and the name of the individual who is applying, if
16 different from the name of the business owner, president, or member
17 or manager and his or her title.

18 (iv) The name, residence address, and license number of the
19 licensed master plumber who represents the person.

20 (b) Pays the applicable examination fee established under
21 section 207 and passes an examination provided for by the board and
22 the department.

23 (c) Pays the license fee described in article 4.

24 (4) A licensed plumbing contractor may operate 1 or more
25 branch offices in this state under the same business if a licensed
26 master plumber is in charge and has the responsibility of
27 supervision at each branch.

1 (5) If a license is issued to a plumbing contractor
2 represented by a master plumber, the plumbing contractor and the
3 master plumber are jointly and severally responsible for exercising
4 the supervision or control of the plumbing operations necessary to
5 secure full compliance with this article, the rules promulgated
6 under this article, and all other laws and rules related to the
7 installation of plumbing.

8 (6) Both a person, unless the person is a plumbing contractor,
9 and the master plumber are jointly and severally responsible for
10 exercising the supervision or control of the plumbing operations
11 necessary to secure full compliance with this article, the rules
12 promulgated under this article, and all other laws and rules
13 related to the installation of plumbing.

14 (7) If a plumbing contractor is represented by a licensed
15 master plumber who ceases to represent the plumbing contractor, the
16 plumbing contractor has 30 days after the date the master plumber
17 no longer represents the plumbing contractor in which to designate
18 another licensed master plumber as the representative of the
19 plumbing contractor. The plumbing contractor shall notify the
20 department in writing of the change.

21 (8) A licensed plumbing contractor shall display in a
22 conspicuous place at the entrance of the place of business a sign
23 that states the name of the business and the name of the licensed
24 master plumber and license number in letters that are at least 3
25 inches high.

26 Sec. 1123. An individual who is licensed under this article
27 and ~~employed or acting~~ **IS REGISTERED UNDER ARTICLE 10** as a plumbing

1 ~~inspector shall not engage in, or be directly or indirectly~~
2 ~~connected with, the plumbing business, including, but not limited~~
3 ~~to, the furnishing of labor, materials, or appliances for the~~
4 ~~construction, alteration, or maintenance of a building or the~~
5 ~~preparation of plans or specifications for the construction,~~
6 ~~alteration, or maintenance of a building, and shall not engage in~~
7 ~~any work that conflicts with his or her official duties.~~ **IS NOT**
8 **PROHIBITED FROM ENGAGING IN THE BUSINESS OF PLUMBING.**

9 Enacting section 1. This amendatory act takes effect 90 days
10 after the date it is enacted into law.