

1 HB37
2 127824-3
3 By Representative Sanderford
4 RFD: Boards, Agencies and Commissions
5 First Read: 01-MAR-11
6 PFD: 02/25/2011

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2 ENROLLED, An Act,

3 Relating to the Alabama Sunset Law; to continue the
4 existence and functioning of the Plumbers and Gas Fitters
5 Examining Board until October 1, 2012, with certain
6 modifications; to amend Section 34-37-15, Code of Alabama
7 1975, so as to exempt plumbing work performed by a property
8 owner, or a maintenance person employed by the property owner,
9 on his or her own property from the requirement of
10 certification by the board.

11 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

12 Section 1. Pursuant to the Alabama Sunset Law, the
13 Sunset Committee recommends the continuance of the Plumbers
14 and Gas Fitters Examining Board until October 1, 2012, with
15 the additional recommendations for statutory change as set out
16 in Section 3.

17 Section 2. The existence and functioning of the
18 Plumbers and Gas Fitters Examining Board, created and
19 functioning pursuant to Sections 34-37-1 to 34-37-18,
20 inclusive, Code of Alabama 1975, is continued until October 1,
21 2012, and those code sections are expressly preserved.

22 Section 3. Section 34-37-15 of the Code of Alabama
23 1975, is amended to read as follows:

24 "§34-37-15.

1 "(a) The following acts, work, and conduct may be
2 performed by anyone, without license or certificate, provided,
3 however, that all work and services herein named or referred
4 to shall be subject to an inspection and approval in
5 accordance with the terms of all state laws and applicable
6 municipal ordinances:

7 "~~(1) Plumbing work done by a property owner in or~~
8 ~~about a building owned or occupied by him or her.~~

9 "(1) Gas ~~(2) Plumbing or gas~~ fitting work done by
10 anyone who is regularly employed or acting as a maintenance
11 man acting under the supervision of a maintenance engineer or
12 maintenance engineer incidental to and in connection with the
13 business in which he or she is employed and engaged, provided
14 the ~~plumbing or~~ gas fitting work is done on the premises of
15 the employer, and who does not engage in the occupation of a
16 plumber or gas fitter for the general public.

17 "(2) ~~(3)~~ Maintenance and reinstallation work done
18 upon the premises or equipment of a railroad, other businesses
19 or industry, by an employee thereof who does not engage in the
20 occupation of a plumber or gas fitter for the general public.

21 "(3) ~~(4)~~ Plumbing or gas fitting work done by
22 persons engaged by any public utility company in the laying,
23 maintenance, and operation of its service mains or lines and
24 the installation, alteration, adjustment, repair, removal, and
25 renovation of all types of appurtenances, equipment, and

1 appliances, provided such plumbing work does not necessitate
2 tying into waste or sewer lines on the outlet side of a trap
3 or alter gas piping on consumer side of meter.

4 "(4) (5) Appliances or fixture installations and
5 service work done in connecting appliances or fixtures to
6 existing piping installations.

7 "(b) (6) Any person may install washing machines to
8 existing piping installation or waste lines, provided such
9 plumbing work does not necessitate tying into waste or sewer
10 lines on the outlet side of the trap.

11 "(c) This (b) The provisions of this chapter shall
12 not apply to any natural gas utility company having fewer than
13 350 employees that is regulated by the Alabama Public Service
14 Commission.

15 "(d) This chapter does not apply to any plumbing
16 work done by a property owner in or about a building owned or
17 occupied by him or her, or plumbing work done by anyone who is
18 regularly employed by the property owner to provide
19 maintenance or other repair services if the work is incidental
20 to and in connection with the property for which he or she is
21 employed and engaged and is done on the premises of the
22 employer."

23 Section 4. The Legislature concurs in the
24 recommendations of the Sunset Committee as provided in
25 Sections 1, 2, and 3.

1 Section 5. This act shall become effective
2 immediately upon its passage and approval by the Governor, or
3 its otherwise becoming law.

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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in
and was passed by the House 29-MAR-11, as amended.

Greg Pappas
Clerk

Senate

14-APR-11

Passed