

1 HB551
2 157208-2
3 By Representatives Butler and Williams (D)
4 RFD: Boards, Agencies and Commissions
5 First Read: 26-FEB-14

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8 SYNOPSIS: Under existing law, an electrical contractor
9 who has taken an examination offered by the board
10 within the preceding 12 months and holds a license
11 or permit issued by a county or municipal
12 government to perform electrical contracting work,
13 is exempt from the Alabama Electrical Contractors
14 Act.

15 This bill would allow any individual who
16 successfully passes a nationally standardized
17 journeyman electrician examination to apply for
18 licensure without further examination requirements.

19 This bill would also delete the requirement
20 that an electrical contractor who holds a license
21 issued by a county or municipal government take an
22 examination offered by the board.

23
24 A BILL
25 TO BE ENTITLED
26 AN ACT
27

1 To amend Sections 34-36-7 and 34-36-16, Code of
2 Alabama 1975, relating to the issuance of licenses under and
3 exemptions from the Alabama Electrical Contractors Act; to
4 allow licensure as a journeyman electrician without further
5 examination requirements for any otherwise qualified
6 individual who successfully passes a nationally standardized
7 journeyman electrician examination; and to delete the
8 requirement that an electrical contractor who holds a license
9 issued by a county or municipal government take an examination
10 offered by the board.

11 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

12 Section 1. Sections 34-36-7 and 34-36-16 of the Code
13 of Alabama 1975, are amended to read as follows:

14 "§34-36-7.

15 "(a) All applicants for licensure must submit a
16 completed application, application fee, and supportive
17 documentation of qualifications before taking an examination
18 approved by the board. The board shall examine applicants at
19 least once every three months according to the method deemed
20 by it to be the most appropriate to test the qualifications of
21 applicants. Any national standardized or written examination
22 proctored by an independent third party which the board shall
23 approve as substantially similar to the examination required
24 to be licensed under this chapter may be administered to all
25 applicants in lieu of or in conjunction with any other
26 examination which the board shall give to test the
27 qualifications of applicants. The board shall also have the

1 right to establish such norms of achievement as shall be
2 required for a passing grade. The board may, by rule, adopt
3 the National Electrical Code for the purpose of examinations.

4 "(b) The board may recognize a license issued by any
5 other state that, in the opinion of the board, has standards
6 of practice or licensure equal to or higher than those
7 required by this state. The board shall actively seek to
8 reciprocate with those states meeting such standards. The
9 board shall actively seek to maintain those states currently
10 under agreement.

11 "(c) No license shall be issued except in compliance
12 with this chapter and none shall be issued except to a person
13 or a person in a firm, partnership, association, or
14 corporation. A firm, partnership, association, or corporation,
15 as such, shall not be licensed. A licensee shall be a citizen
16 of the United States or, if not a citizen of the United
17 States, a person who is legally present in the United States
18 with appropriate documentation from the federal government.

19 "(d) An individual who has successfully passed, on
20 or before January 1, 2010, with a minimum score of 70 percent,
21 ~~or an individual who has successfully passed after January 1,~~
22 ~~2010, with a minimum score of 75 percent,~~ a nationally
23 standardized proctored electrical examination administered in
24 the State of Alabama, by Block and Associates, International
25 Code Council, Experior, Promissor, Thomson Prometric, PROV, or
26 any other exam approved by the board, shall be deemed to be in
27 compliance with the testing requirement set forth by the board

1 for licensure as an electrical contractor. Individuals meeting
2 this qualification shall also be required to complete all
3 other qualifications set forth by this chapter and the board
4 prior to issuance of an electrical contractor license.
5 ~~Electrical contractor applicants affected by this provision~~
6 ~~shall have until July 1, 2011, to apply for licensure without~~
7 ~~any further examination requirements.~~

8 "(e) An individual who, at a date determined by the
9 board, has successfully passed with a minimum score of 70
10 percent, a nationally standardized proctored journeyman
11 electrician examination administered in the State of Alabama,
12 by Block and Associates, Southern Building Code Conference
13 Institute, International Code Council, Experior, Promissor,
14 Thomson Prometric, PROV, or any other standardized examination
15 approved by the board, shall be deemed to be in compliance
16 with the testing requirement set forth by the board for
17 licensure as a journeyman electrician. Individuals meeting
18 this qualification shall also be required to complete all
19 other qualifications set forth by this chapter and the board
20 prior to issuance of a journeyman electrician license.

21 "§34-36-16.

22 "(a) It shall be unlawful for any person to violate
23 any provision of this chapter regulating electrical
24 contracting, and any person convicted of such violation shall
25 be punished as prescribed for a Class A misdemeanor.

26 "(b) It shall be unlawful, except as otherwise
27 provided, on or after December 31, 2011, for a person not

1 licensed as an electrical contractor to solicit, represent,
2 seek to perform, or perform those tasks and functions that can
3 only be performed by a licensed electrical contractor in
4 accordance with this chapter.

5 "(c) Subsection (b) shall not apply to an electrical
6 contractor who ~~has taken an examination offered by the board~~
7 ~~within the preceding 12 months,~~ who holds a license or permit
8 issued by a county or municipal government to perform the
9 tasks and functions that can only be performed by a licensed
10 electrical contractor, and who performs those tasks and
11 functions within the boundaries of the county or municipality
12 that issued the license or permit."

13 Section 2. This act shall become effective
14 immediately following its passage and approval by the
15 Governor, or its otherwise becoming law.