

1 SB85
2 133543-6
3 By Senator Coleman
4 RFD: Business and Labor
5 First Read: 07-FEB-12
6 PFD: 01/04/2012

1 SB85

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4 ENGROSSED

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7 A BILL
8 TO BE ENTITLED
9 AN ACT

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11 To amend Section 34-36-13, Code of Alabama 1975,
12 relating to licensure of certain electricians from the Alabama
13 Electrical Contractors Act, to require the Alabama Board of
14 Electrical Contractors to issue a license without an
15 examination to allow a person who is licensed as a master
16 electrician or journeyman electrician by a county or
17 municipality or agency retained by the county or municipality
18 to administer the test to work outside the county or
19 municipality which licensed the person as a master electrician
20 or journeyman electrician.

21 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

22 Section 1. Section 34-36-13, Code of Alabama 1975,
23 is amended to read as follows:

24 "§34-36-13.

25 "(a) No person shall engage in the electrical
26 contracting business or perform work as a master or journeyman

1 electrician unless such person shall have received a license
2 from the board or from the county or municipality where the
3 electrical contracting work is being performed; provided,
4 however, the provisions of this chapter shall not apply:

5 "(1) To the installation, construction, or
6 maintenance of power systems for the generation and secondary
7 distribution of electric current constructed under the
8 provisions of the National Electrical Safety Code which
9 regulates the safety requirements of utilities.

10 "(2) To the installation, construction, maintenance,
11 or repair of telephone or signal systems by or for public
12 utilities or their corporate affiliates, when such work
13 pertains to the services furnished by such utilities.

14 "(3) To any technician employed by a municipal
15 franchised CATV system.

16 "(4) To any master or journeyman electrician
17 employed by a state licensee of the board or a licensee of a
18 county or municipality where the contract work is being
19 performed.

20 "(5) To the owner of any premises or an employee of
21 any such owner when performing electrical work or installing,
22 constructing, maintaining, altering, or repairing electrical
23 wiring, equipment, or apparatus on such premises.

24 "(6) To an employee of an electric utility when
25 installing or repairing electric appliances and equipment for
26 a customer.

1 "(7) To any retail merchant, or its employees making
2 the installation of or the repair or maintenance on any
3 appliance that the merchant has sold; or to any modular or
4 manufacturer of the housing industry within the state which is
5 regulated by state and federal governments.

6 "(8) To the installation, construction, or
7 maintenance of systems that operate on 25 volts or less.

8 "(9) To the installation, construction, or
9 maintenance of direct broadcast satellite services.

10 "(b) (1) No license shall be issued by the board
11 without an examination of the applicant for the purpose of
12 ascertaining his or her qualifications for such work, but no
13 such examination shall be required for the annual renewal of
14 such license.

15 "(2) a. An applicant for a master electrician or
16 journeyman electrician license who is licensed by a county or
17 municipality as a master electrician or journeyman electrician
18 shall submit for verification to the board for licensure all
19 of the following:

20 "1. An original letter from the county or
21 municipality that issued the license to the applicant stating
22 that he or she has taken and successfully passed a nationally
23 recognized written electrical examination that was recognized
24 as such at the time the examination was administered by the
25 county or municipality or an agency retained by the county or

1 municipality to administer the test and there are no
2 outstanding complaints against the applicant.

3 "2. If the examination was administered by an agency
4 retained by the county or municipality, the name and address
5 of the agency.

6 "3. A copy of a valid license issued by the county
7 or municipality showing that the applicant has an electrical
8 contractor's license in the category in which he or she is
9 applying.

10 "b. The board shall review each application
11 submitted pursuant to this subdivision at its regular meeting
12 and, if the application is approved, it shall mail the license
13 to the applicant within 10 business days from the date of the
14 meeting and if it is not approved, an explanation of the
15 non-approval.

16 "c. The board may establish and charge reasonable
17 fees for issuing and processing applications for licensure
18 under this subdivision that may not exceed the fees it charges
19 reciprocal applicants from participating states.

20 "~~(2)~~(3) This section shall in no way prohibit the
21 governing authorities of each county and municipality in the
22 State of Alabama from exercising their authority to require
23 any person engaging in the electrical contracting business or
24 performing work as a master or journeyman electrician to stand
25 and attain a passing grade on an examination administered by
26 such county or municipality to evidence their ability and

1 proficiency to engage in the electrical contracting business
2 or to perform work as a master or journeyman electrician
3 within their jurisdiction; provided, however, that any person
4 who holds a valid statewide license issued by the board shall
5 be deemed qualified and, upon satisfactory proof of the
6 license, shall be allowed to perform forthwith electrical work
7 in any county or municipality under the terms and conditions
8 set forth in this chapter, if such person has the proper
9 county or municipal building permit and business license.

10 "(c) All persons performing work under a license
11 issued by the board must abide by all state and local laws and
12 ordinances."

13 Section 2. This act shall become effective on the
14 first day of the third month following its passage and
15 approval by the Governor, or its otherwise becoming law.

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Senate

Read for the first time and referred to the Senate committee on Business and Labor.....	07-FEB-12
Read for the second time and placed on the calen- dar with 1 substitute and.....	15-MAR-12
Read for the third time and passed as amended	10-APR-12

Yeas 27
Nays 0

Patrick Harris
Secretary