

SENATE BILL No. 1185

November 8, 2018, Introduced by Senator ROBERTSON and referred to the Committee on Regulatory Reform.

A bill to amend 2016 PA 407, entitled "Skilled trades regulation act," by amending section 733 (MCL 339.5733), as amended by 2018 PA 331.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 733. (1) Except as otherwise provided in this section,
2 this article does not apply in the jurisdiction of a municipality
3 that adopts or has adopted an ordinance that does all of the
4 following:

5 (a) Provides standards for the examination and licensing of
6 master electricians, electrical or specialty contractors,
7 electrical journeymen, sign specialists, and fire alarm specialty
8 technicians and the registration of apprentice electricians and
9 fire alarm specialty apprentice technicians that are at least as

1 stringent as those established in this article.

2 (b) Provides for enforcement that is substantially similar to
3 this article.

4 (c) Provides for civil and criminal penalties and a citation
5 system for minor violations substantially similar to article 5.

6 (d) Provides for the inspection of electrical wiring and
7 equipment.

8 (2) This article shall not be construed as limiting the power
9 of a municipality to enact an ordinance described in subsection
10 (1), to provide for the licensing of persons as electrical or
11 specialty contractors that have a place of business located in the
12 municipality, or to provide for the licensing of journeymen
13 electricians, sign specialists, or fire alarm specialty technicians
14 who reside in the municipality, except that the ordinance shall not
15 require any of the following:

16 (a) The procurement of a license or permit to execute ~~the~~
17 ~~classes~~**ANY CLASS** of work specified in section 737(3)(c), (d), (e),
18 ~~and~~**OR** (f).

19 (b) The procurement of a permit by a provider to install,
20 maintain, replace, or service any electrical wiring, equipment, or
21 devices associated with a business monitoring system, a home
22 monitoring system, or a low-voltage electric fence.

23 (c) The procurement of a license or permit by a provider to
24 install, maintain, replace, or service a security alarm system.

25 (d) The procurement of public liability insurance in excess of
26 the coverage required under this article.

27 **(E) THAT AN INDIVIDUAL BE LICENSED WITH, REGISTER WITH, OR**

1 OBTAIN THE APPROVAL OF THE MUNICIPALITY OR OF THE MUNICIPALITY'S
2 LICENSING BOARD TO PARTICIPATE IN AN APPRENTICESHIP OR TRAINING
3 PROGRAM.

4 (3) A license or registration issued by the board under this
5 article and licenses issued by a municipality that has standards
6 for licensing at least as stringent as those established by the
7 board shall be recognized by all municipalities.

8 (4) A municipality that provides for electrical inspection by
9 local ordinance may require all electrical or specialty
10 contractors, sign specialists, fire alarm specialty technicians,
11 and classes of electricians doing work in the municipality to
12 register in accordance with its local ordinance.

13 (5) Municipal registration requirements shall be reciprocal
14 between the municipalities and between municipalities and the board
15 as to registration requirements and fees, except that licensed
16 electrical journeymen, sign specialists, and fire alarm specialty
17 technicians are not required to register to work in municipalities
18 under the jurisdiction of the board. A municipality shall
19 officially recognize a license or registration issued under this
20 article for purposes of its ordinance.

21 (6) As used in this section:

22 (a) "Business monitoring system" means a device or an assembly
23 of equipment and devices, less than 50 volts, that allows a
24 business to remotely monitor its business premises through audio,
25 video, or sensor detection systems. A business monitoring system
26 does not include a fire alarm system or a life safety system
27 designed to protect and evacuate building occupants in the event of

1 emergencies such as fire, smoke, or power outages.

2 (b) "Home monitoring system" means a device or an assembly of
3 equipment and devices that allows individuals to remotely monitor
4 their home through audio, video, or sensor detection systems and
5 that may allow them to remotely control the home's environment,
6 including, but not limited to, controlling temperature, humidity,
7 lighting, doors, or locks.

8 (c) "Low-voltage electric fence" means an alarm system that
9 consists of a fence structure and an energizer that produces an
10 electric charge on contact with the fence structure and meets all
11 of the following:

12 (i) The low-voltage electric fence is installed in a location
13 that is zoned for nonresidential use.

14 (ii) The energizer is powered by a commercial storage battery
15 that does not exceed 12 volts.

16 (iii) The electric charge produced by the low-voltage electric
17 fence upon contact does not exceed energizer characteristics set
18 forth in paragraph 22.108 and depicted in figure 102 of
19 international electrotechnical commission standard, IEC 60335-2-76,
20 current edition.

21 (d) "Provider" means a system provider that is registered
22 under the security alarm systems act, 2012 PA 580, MCL 338.2181 to
23 338.2187, or a security alarm system contractor that is licensed
24 under the private security business and security alarm act, 1968 PA
25 330, MCL 338.1051 to 338.1092.

26 (e) "Security alarm system" means that term as defined in
27 section 2 of the security alarm systems act, 2012 PA 580, MCL

1 338.2182, or section 2 of the private security business and
2 security alarm act, 1968 PA 330, MCL 338.1052.

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