

SECOND REGULAR SESSION

SENATE BILL NO. 862

99TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR SCHATZ.

Read 1st time January 4, 2018, and ordered printed.

ADRIANE D. CROUSE, Secretary.

5418S.02I

AN ACT

To repeal sections 324.920 and 324.925, RSMo, and to enact in lieu thereof two new sections relating to electrical contractors.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Sections 324.920 and 324.925, RSMo, are repealed and two new
2 sections enacted in lieu thereof, to be known as sections 324.920 and 324.925, to
3 read as follows:

324.920. 1. The applicant for a statewide electrical contractor's license
2 shall satisfy the following requirements:

- 3 (1) Be at least twenty-one years of age;
- 4 (2) Provide proof of liability insurance in the amount of five hundred
5 thousand dollars, and post a bond with each political subdivision in which he or
6 she will perform work, as required by that political subdivision;
- 7 (3) Pass a standardized and nationally accredited electrical assessment
8 examination that has been created and administered by a third party and that
9 meets current national industry standards, as determined by the division;
- 10 (4) Pay for the costs of such examination; and
- 11 (5) Have completed one of the following:
 - 12 (a) Twelve thousand verifiable practical hours installing equipment and
13 associated wiring;
 - 14 (b) Ten thousand verifiable practical hours installing equipment and
15 associated wiring and have received an electrical journeyman certificate from a
16 United States Department of Labor-approved electrical apprenticeship program;
 - 17 (c) Eight thousand verifiable practical hours installing equipment and
18 associated wiring and have received an associate's degree from a state-accredited

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

19 program; or

20 (d) Four thousand verifiable practical hours supervising the installation
21 of equipment and associated wiring and have received a four-year electrical
22 engineering degree.

23 2. Electrical contractors who hold an electrical contractor **or master**
24 **electrician occupational or business** license in good standing that was issued
25 by any [authority] **political subdivision** in this state that [required prior to]
26 **was valid and active on** January 1, 2018, [the passing of a] **shall be eligible**
27 **for a statewide license if the applicant:**

28 (1) **Provides evidence of having passed a** standardized [and
29 nationally accredited] written electrical assessment examination that is based
30 upon the National Electrical Code **and administered by an independent**
31 **competent professional testing agency not affiliated with a political**
32 **subdivision or the state of Missouri;** [and who have completed]

33 (2) **Provides evidence of** twelve thousand hours of verifiable practical
34 experience [shall be issued a statewide license] **or evidence of having been**
35 **licensed by any Missouri political subdivision that requires**
36 **examination as specified in subdivision (1) of this subsection as an**
37 **electrical contractor or master electrician for six of the previous eight**
38 **calendar years; and**

39 (3) **Provides proof of insurance as required by this chapter.**

40 The provisions of this subsection shall apply only to electrical contractor licenses
41 issued by a political subdivision with the legal authority to issue such licenses.

42 3. [Each] **If a** corporation, firm, institution, organization, company, or
43 representative thereof [engaging] **desires to engage** in electrical contracting
44 **licensed under this chapter, then it** shall have in its employ, at a supervisory
45 level, at least one electrical contractor who possesses a statewide license in
46 accordance with sections 324.900 to 324.945. A statewide licensed electrical
47 contractor shall represent only one firm, company, corporation, institution, or
48 organization at one time.

49 4. Any person operating as an electrical contractor in a political
50 subdivision that does not require the contractor to hold a local license, **or that**
51 **operates as an electrical contractor in a political subdivision that**
52 **requires a local license possessed by that person,** shall not be required to
53 possess a statewide license under sections 324.900 to 324.945 to continue to
54 operate as an electrical contractor in such political subdivision.

55 5. The division may negotiate reciprocal agreements with other states, the
56 District of Columbia, or territories of the United States which require standards
57 for licensure, registration, or certification considered to be equivalent or more
58 stringent than the requirements for licensure under sections 324.900 to 324.945.

 324.925. 1. [Political subdivisions shall not be prohibited from
2 establishing their own local electrical contractor's license, but shall recognize a
3 statewide license in lieu of a local license for the purposes of performing
4 contracting work or obtaining permits to perform work within such political
5 subdivision] **No political subdivision shall require the holder of a
6 statewide license to obtain a local business or occupation license that
7 requires passing of any examination or any special requirements to
8 assess proficiency or mastery of the electrical trades. The holder of a
9 statewide license shall be deemed eligible to perform electrical
10 contracting work and to obtain permits to perform said work from any
11 political subdivision within the state of Missouri.**

12 2. If a political subdivision does not recognize a statewide license in lieu
13 of a local license for the purposes of performing contracting work or obtaining
14 permits to perform work within the political subdivision, then a statewide
15 licensee may file a complaint with the division. The division shall perform an
16 investigation into the complaint, and if the division finds that the political
17 subdivision failed to recognize a statewide license in accordance with this section,
18 then the division shall notify the political subdivision that the political
19 subdivision has violated the provisions of this section and has thirty days to
20 comply with the law. If after thirty days the political subdivision still does not
21 recognize a statewide license, then the division shall notify the director of the
22 department of revenue who shall withhold any moneys the noncompliant political
23 subdivision would otherwise be entitled to from local sales tax as defined in
24 section 32.085 until the director has received notice from the division that the
25 political subdivision is in compliance with this section. Upon the political
26 subdivision coming into compliance with the provisions of this section, the
27 division shall notify the director of the department of revenue who shall disburse
28 all funds held under this subsection. Moneys held by the director of the
29 department of revenue under this subsection shall not be deemed to be state
30 funds and shall not be commingled with any funds of the state.

31 3. The provisions of this section shall not prohibit any political
32 subdivision in this state from:

- 33 (1) Enforcing any code or law contained in this section;
- 34 (2) Implementing an electrical code based upon the National Electrical
35 Code;
- 36 (3) Issuing an electrical contractor license or communication contractor
37 license valid for that political subdivision;
- 38 (4) Requiring a business license to perform electrical contracting work;
- 39 (5) Issuing electrical contracting permits;
- 40 (6) Enforcing codes of the political subdivision;
- 41 (7) Inspecting the work of a statewide license holder; and
- 42 (8) Licensing electricians provided that such licenses are based upon
43 professional experience and passage of a nationally accredited Electrical
44 Assessment Examination that is administered on a routine and accessible
45 schedule.
- 46 4. Political subdivisions that do not have the authority to issue or require
47 electrical licenses prior to August 28, 2017, shall not be granted such authority
48 under the provisions of this section.

Bill ✓

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