

HOUSE BILL 1407

C2
HB 1368/17 – ECM

8lr0305

By: **Delegate Hornberger**
Introduced and read first time: February 9, 2018
Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Electricians Act – Revisions**

3 FOR the purpose of altering the composition, powers, and duties of the State Board of
4 Master Electricians; changing the name of the State Board of Master Electricians to
5 the State Board of Electricians; requiring the Department of Labor, Licensing, and
6 Regulation to adopt certain regulations to establish the education requirements and
7 qualifications for a journeyman electrician license; requiring the Board to adopt a
8 State electrical code; requiring a county to enforce the State electrical code or a
9 certain local electrical code; requiring the Board to enforce the State electrical code
10 in a local jurisdiction under certain circumstances; requiring a local jurisdiction to
11 submit modifications to its local electrical code to the Board under certain
12 circumstances; requiring the Board to set certain fees; requiring certain fees to
13 approximate the cost of maintaining the Board and be based on certain calculations
14 performed by the Secretary of Labor, Licensing, and Regulation; requiring the Board
15 to publish a certain fee schedule; repealing certain provisions of law authorizing a
16 county or a municipal corporation to adopt certain regulations regarding the local
17 licensing of electricians; requiring an individual to be licensed by the Board before
18 providing or assisting in providing electrical services in the State under certain
19 circumstances; authorizing certain individuals who hold a certain local license to
20 renew the local license before a certain date under certain circumstances; providing
21 that certain local licenses will no longer be valid on or after a certain date;
22 authorizing a local jurisdiction to issue a certain registration or permit under certain
23 circumstances; allowing a local jurisdiction to take certain actions against certain
24 registrants or permit holders under certain circumstances; altering certain licensing
25 and examination requirements; authorizing a local board to apply to be a certain
26 testing service; altering certain reciprocity requirements for certain individuals
27 authorized to provide electrical services in other states; establishing a continuing
28 education requirement as a condition of journeyman license renewal; altering the
29 circumstances under which the Board may deny a license to an applicant, reprimand
30 a licensee, or suspend or revoke a license; repealing certain fee amounts; authorizing
31 the Board to set certain fees; providing for the construction of a certain provision of

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 law; repealing certain provisions of law authorizing the assignment of a certain
2 license; requiring a master electrician to display certain information in a certain
3 manner; requiring the licensee to give the Board certain notice of a change in certain
4 information; prohibiting a person from taking certain actions without a license;
5 establishing certain penalties for certain violations; requiring each electrical
6 installation in the State to conform to the State electrical code; requiring the
7 Secretary to make a certain calculation for certain purposes; establishing that
8 certain fees in effect on a certain date remain in effect until certain other fees are
9 adopted and made effective; requiring the Board to provide a certain notice to each
10 local board in the State; altering, adding, and repealing certain defined terms;
11 making stylistic and conforming changes; and generally relating to the State Board
12 of Electricians and the licensing and regulation of electricians.

13 BY repealing

14 Article – Business Occupations and Professions

15 Section 6–302 and 6–321; 6–401 and 6–402 and the subtitle “Subtitle 4. Assignment
16 of Local Licenses”; 6–501 through 6–506 and the subtitle “Subtitle 5.
17 Reciprocity”; and 6–601 through 6–603

18 Annotated Code of Maryland

19 (2010 Replacement Volume and 2017 Supplement)

20 BY repealing and reenacting, with amendments,

21 Article – Business Occupations and Professions

22 Section 6–101 through 6–103; 6–201 through 6–208 to be under the amended subtitle
23 “Subtitle 2. State Board of Electricians”; 6–301; 6–303 through 6–306;
24 6–306.1; 6–307 through 6–320; 6–604 through 6–606 to be under the amended
25 subtitle “Subtitle 4. Miscellaneous Provisions”; and 6–701 and 6–702 to be
26 under the amended subtitle “Subtitle 5. Short Title; Termination of Title”

27 Annotated Code of Maryland

28 (2010 Replacement Volume and 2017 Supplement)

29 BY adding to

30 Article – Business Occupations and Professions

31 Section 6–104 and 6–404 through 6–408

32 Annotated Code of Maryland

33 (2010 Replacement Volume and 2017 Supplement)

34 BY adding to

35 Article – Business Regulation

36 Section 2–106.15

37 Annotated Code of Maryland

38 (2015 Replacement Volume and 2017 Supplement)

39 BY repealing and reenacting, with amendments,

40 Article – Public Safety

41 Section 12–603

42 Annotated Code of Maryland

1 (2011 Replacement Volume and 2017 Supplement)

2 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
3 That Section(s) 6–302 and 6–321; 6–401 and 6–402 and the subtitle “Subtitle 4. Assignment
4 of Local Licenses”; 6–501 through 6–506 and the subtitle “Subtitle 5. Reciprocity”; and
5 6–601 through 6–603 of Article – Business Occupations and Professions of the Annotated
6 Code of Maryland be repealed.

7 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read
8 as follows:

9 **Article – Business Occupations and Professions**

10 6–101.

11 (a) In this title the following words have the meanings indicated.

12 [(b) (1) “Assignment of local license” means any procedure by which a licensee
13 grants to another person a right to use a local license to enable that person to engage in the
14 business of providing electrical services.

15 (2) “Assignment of local license” includes any procedure by which:

16 (i) a licensee agrees to be the representative of another person; and

17 (ii) by virtue of that agreement, the other person is authorized to
18 engage in the business of providing electrical services.]

19 **(B) “BOARD” MEANS THE STATE BOARD OF ELECTRICIANS.**

20 **(C) “CONTINUING EDUCATION” MEANS ANY COURSE OR TRAINING IN
21 PRACTICAL TECHNIQUES, INSTALLATION PROCEDURES, OR MATERIALS BASED ON
22 THE LATEST EDITION OF THE NATIONAL ELECTRICAL CODE AND ANY ADOPTED
23 LOCAL AMENDMENTS ADMINISTERED BY:**

24 **(1) A COLLEGE OR TRADE SCHOOL;**

25 **(2) A STATE OR NATIONALLY RECOGNIZED TRAINING PROGRAM; OR**

26 **(3) AN ORGANIZATION OR INDIVIDUAL APPROVED BY THE BOARD.**

27 [(c) (D) “Engage in the business of providing electrical services” means to
28 engage in providing electrical services for compensation.

29 **(E) “JOURNEYPERSON ELECTRICIAN” MEANS AN INDIVIDUAL WHO IS:**

1 **(1) LICENSED BY THE BOARD TO PROVIDE ELECTRICAL SERVICES**
2 **WHILE UNDER THE DIRECTION AND CONTROL OF A MASTER ELECTRICIAN; OR**

3 **(2) LICENSED AS A JOURNEYPERSON ELECTRICIAN ON OR BEFORE**
4 **MARCH 31, 2020, BY THE LOCAL BOARD IN:**

5 **(I) CALVERT COUNTY;**

6 **(II) CHARLES COUNTY;**

7 **(III) HARFORD COUNTY;**

8 **(IV) MONTGOMERY COUNTY; OR**

9 **(V) PRINCE GEORGE'S COUNTY.**

10 **[(d)] (F) (1)** “License” means, unless the context requires otherwise, a license
11 issued by the [State] Board [or a local jurisdiction] to provide **OR ASSIST IN PROVIDING**
12 electrical services.

13 **(2) “LICENSE” INCLUDES, UNLESS THE CONTEXT REQUIRES**
14 **OTHERWISE:**

15 **(I) A MASTER ELECTRICIAN LICENSE; AND**

16 **(II) A JOURNEYPERSON ELECTRICIAN LICENSE.**

17 **[(e)] (G)** “Licensed master electrician” means, unless the context requires
18 otherwise, a master electrician who is licensed by the [State] Board [or a local jurisdiction]
19 to provide electrical services.

20 **[(f)] (H)** “Local board” means a board that a local jurisdiction of the State creates
21 to regulate any aspect of the electrical trade.

22 **[(g)]** “Local license” means, unless the context requires otherwise, a license that is
23 issued by a local board to provide electrical services as a master electrician.]

24 **[(h)] (I)** “Master electrician” means an individual who has the experience,
25 knowledge, and skill to provide electrical services in all aspects of the electrical trade, in a
26 manner that complies with applicable plans, specifications, codes, or law.

27 **[(i)] (J) (1)** “Provide electrical services” means to provide any service in the
28 electrical trade.

29 **(2)** “Provide electrical services” includes installing, repairing,

1 **MAINTAINING, ERECTING,** or altering any electrical **EQUIPMENT,** wiring, fixture,
2 appliance, apparatus, raceway, **[or] conduit, OR SYSTEM** that:

3 (i) generates, transmits, transforms, or uses electrical energy in any
4 form for light, heat, power, or communication; and

5 (ii) is located within a plant, substation, or elsewhere.

6 **[(j) “State Board” means the State Board of Master Electricians.]**

7 **[(k) “State license” means a license that is issued by the State Board to a master
8 electrician.]**

9 6–102.

10 The **[policy of the State] PURPOSE OF THIS TITLE** is to **[regulate, throughout the
11 State, those persons who provide electrical services or engage in the business of providing]
12 ESTABLISH A LICENSING PROGRAM FOR INDIVIDUALS WHO PROVIDE OR ASSIST IN
13 PROVIDING** electrical services, **IN ORDER** to safeguard the life, health, property, and
14 public welfare of the citizens of the State.

15 6–103.

16 (a) This title does not affect the right of any local jurisdiction of the State:

17 (1) to regulate **LOCALLY** the quality and character of work of a person who
18 engages in the business of providing electrical services by establishing a system of
19 **[licenses] REGISTRATIONS,** permits, fees, and inspections designed to:

20 (i) ensure compliance with and implementation of State and local
21 building laws; or

22 (ii) enforce other local laws protecting public health and safety;

23 (2) to require a person who engages in the business of providing electrical
24 services to submit any plan or specification for approval before the electrical services are
25 provided;

26 (3) to establish a local board **TO:**

27 **(I) CARRY OUT ITEMS (1) AND (2) OF THIS SUBSECTION;**

28 **(II) TAKE ANY DISCIPLINARY ACTION, EXCEPT FOR
29 REVOCATION OF A LICENSE ISSUED BY THE BOARD, AGAINST A REGISTRANT OR
30 PERMIT HOLDER WHO VIOLATES ANY PROVISION OF THIS TITLE; AND**

(III) REPORT ANY ENFORCEMENT ACTIVITY TO THE BOARD;

(4) [except as provided in §§ 6–504 and 6–602 of this title, to require an examination before issuing a license] **TO REQUIRE A LICENSEE TO OBTAIN A LOCAL REGISTRATION OR PERMIT** to provide electrical services within the local jurisdiction; or

(5) to collect, from a person who is [licensed with] **REGISTERED WITH OR PERMITTED BY** a local board, fees for:

(i) an examination for a license to provide electrical services;

(ii) **(I)** issuance and renewal of the [license] **REGISTRATION OR PERMIT**; or

[(iii)] (II) an inspection.

(b) [If a local jurisdiction licenses any class of electricians other than master electricians, that class is also under the control and supervision of the local board.] **BEGINNING JULY 1, 2020, ANY JOURNEYPERSON, OR MASTER LEVEL ELECTRICIAN LICENSE ISSUED BY A LOCAL JURISDICTION OF THE STATE TO PROVIDE OR ASSIST IN PROVIDING ELECTRICAL SERVICES IS NO LONGER VALID, REGARDLESS OF THE EXPIRATION DATE OF THE LICENSE.**

(c) This title may not be construed to waive any requirement of an ordinance or regulation that sets out the type of work to be performed by a person who engages in the business of providing electrical services as required under State or local building laws.

6–104.

THE DEPARTMENT SHALL ADOPT REGULATIONS TO ESTABLISH THE EDUCATION REQUIREMENTS AND QUALIFICATIONS NECESSARY FOR A JOURNEYPERSON ELECTRICIAN LICENSE.

Subtitle 2. State Board of [Master] Electricians.

6–201.

There is a State Board of [Master] Electricians in the Department.

6–202.

(a) (1) The [State] Board consists of [9] **11** members appointed by the Governor with the advice and consent of the Senate.

(2) Of the [9] **11** members of the [State] Board:

1 (i) 6 shall be licensed master electricians; [and]

2 **(II) 2 SHALL BE ELECTRICAL INSPECTORS; AND**

3 ~~[(ii)]~~ **(III)** 3 shall be consumer members.

4 (3) Of the 6 master electrician members:

5 (i) 1 shall be from Baltimore City;

6 (ii) 1 shall be from the area that consists of Caroline, Dorchester,
7 Kent, Queen Anne's, Somerset, Talbot, Wicomico, and Worcester counties;

8 (iii) 1 shall be from the area that consists of Baltimore, Cecil, and
9 Harford counties;

10 (iv) 1 shall be from the area that consists of Anne Arundel, Calvert,
11 Charles, and St. Mary's counties;

12 (v) 1 shall be from the area that consists of Montgomery and Prince
13 George's counties; and

14 (vi) 1 shall be from the area that consists of Allegany, Carroll,
15 Frederick, Garrett, Howard, and Washington counties.

16 (4) **THE ELECTRICAL INSPECTOR MEMBERS SHALL BE FROM THE**
17 **STATE AT LARGE.**

18 **(5)** The consumer members shall be from the State at large.

19 ~~[(5)]~~ **(6)** A member of the [State] Board may not reside in the same county
20 as another member.

21 (b) Each member of the [State] Board shall be a citizen and resident of the State.

22 (c) Each master electrician member of the [State] Board shall:

23 (1) hold an active [State] **AND CURRENT** license **UNDER THIS TITLE**; and

24 (2) be engaged actively in providing electrical services as a master
25 electrician for at least 5 consecutive years immediately before appointment.

26 (d) Each consumer member of the [State] Board:

27 (1) shall be a member of the general public;

1 (2) may not be a licensee or otherwise be subject to regulation by the
2 [State] Board;

3 (3) may not be required to meet the qualifications for the professional
4 members of the [State] Board; and

5 (4) may not, within 1 year before appointment, have had a financial
6 interest in or have received compensation from a person regulated by the [State] Board.

7 (e) While a member of the [State] Board, a consumer member may not:

8 (1) have a financial interest in or receive compensation from a person
9 regulated by the [State] Board; or

10 (2) grade an examination given by or for the [State] Board.

11 (f) Before taking office, each appointee to the [State] Board shall take the oath
12 required by Article I, § 9 of the Maryland Constitution.

13 (g) (1) The term of a member is 3 years and begins on July 1.

14 (2) The terms of members are staggered as required by the terms provided
15 for members of the [State] Board on October 1, 1989.

16 (3) At the end of a term, a member continues to serve until a successor is
17 appointed and qualifies.

18 (4) A member who is appointed after a term has begun serves only for the
19 rest of the term and until a successor is appointed and qualifies.

20 (5) A member may not be reappointed for more than 2 consecutive 3–year
21 terms.

22 (h) (1) The Governor may remove a member for incompetence or misconduct.

23 (2) Except as provided in paragraph (3) of this subsection and subject to
24 paragraph (4) of this subsection, a member shall be considered to have resigned if the
25 member did not attend at least two–thirds of the Board meetings held during any
26 consecutive 12–month period while the member was serving on the Board.

27 (3) The Governor may waive a member’s resignation and allow the member
28 to continue serving if the member has been unable to attend meetings for reasons
29 satisfactory to the Governor and the reasons are made public.

30 (4) In accordance with § 8–501 of the State Government Article, the

1 chairman shall provide notice to the Governor and the Governor shall appoint a successor.

2 6-203.

3 (a) From among its members, the [State] Board annually shall elect a chairman,
4 a vice chairman, and a secretary.

5 (b) (1) The manner of election of officers shall be as the [State] Board
6 determines.

7 (2) The terms of the officers are for 1 year and begin on July 1.

8 6-204.

9 (a) A majority of the authorized membership of the [State] Board is a quorum.

10 (b) (1) The [State] Board shall meet at least once a month, at the times that it
11 determines, in the office of the [State] Board.

12 (2) The [State] Board may hold special meetings as necessary.

13 (c) Subject to the State budget, each member of the [State] Board is entitled to:

14 (1) an annual salary of \$3,600; and

15 (2) reimbursement for reasonable expenses under the Standard State
16 Travel Regulations.

17 (d) The [State] Board may employ a staff in accordance with the State budget.

18 6-205.

19 In addition to any powers and duties set forth elsewhere, the [State] Board shall:

20 (1) [twice a year hold a seminar and invite members from each local
21 licensing jurisdiction to discuss any industry or licensing problems; and

22 (2)] adopt regulations to establish:

23 (i) application and examination fees;

24 (ii) continuing education requirements; and

25 (iii) application deadlines;

26 **(2) ADOPT AND ENFORCE A CODE THAT SETS MINIMUM STANDARDS**

1 **FOR PROVIDING ELECTRICAL SERVICES;**

2 **(3) ISSUE LICENSES;**

3 **(4) KEEP RECORDS OF ITS PROCEEDINGS; AND**

4 **(5) ADOPT ANY OTHER REGULATIONS NECESSARY TO CARRY OUT**
5 **THIS TITLE.**

6 6–206.

7 (a) In connection with a proceeding, the [State] Board or a hearing officer whom
8 the [State] Board designates:

9 (1) may hold hearings;

10 (2) may administer oaths; and

11 (3) by deposition in the same manner as provided in civil cases in the State
12 or otherwise, may take testimony.

13 (b) (1) The [State] Board or its designee may issue a subpoena.

14 (2) The police department of Baltimore City or the sheriff of a county shall
15 serve a subpoena issued under this subsection.

16 (3) If a person fails to comply with a subpoena issued under this subsection,
17 on petition of the [State] Board, a circuit court may compel compliance with the subpoena.

18 (c) (1) If the [State] Board concludes that conduct alleged to be a violation of
19 this title may result in irreparable harm to a person, the State Board may sue to enforce a
20 provision of this title by ex parte, interlocutory, or final injunction.

21 (2) The [State] Board shall bring suit under this subsection in the circuit
22 court for the county where:

23 (i) the violation allegedly is occurring; or

24 (ii) the principal place of business of the alleged violator is located.

25 (3) In seeking an injunction under this subsection, the [State] Board is not
26 required to allege or prove that an adequate remedy at law does not exist.

27 **(D) EACH COUNTY SHALL:**

28 **(1) ENFORCE THE STATE ELECTRICAL CODE; OR**

1 **(2) ADOPT AND ENFORCE A LOCAL ELECTRICAL CODE THAT MEETS**
2 **OR EXCEEDS THE MINIMUM STANDARDS OF THE STATE ELECTRICAL CODE FOR THE**
3 **DESIGN, INSTALLATION, AND MAINTENANCE OF ELECTRICAL SYSTEMS.**

4 **(E) UNLESS THE BOARD DETERMINES THAT A COUNTY IS ADEQUATELY**
5 **ENFORCING THE STATE ELECTRICAL CODE OR A LOCAL ELECTRICAL CODE**
6 **ADOPTED UNDER SUBSECTION (D) OF THIS SECTION, THE BOARD SHALL ENFORCE**
7 **THE STATE ELECTRICAL CODE IN THE COUNTY.**

8 **(F) (1) A LOCAL JURISDICTION SHALL SUBMIT TO THE BOARD ANY**
9 **MODIFICATIONS TO ITS LOCAL ELECTRICAL CODE THAT MEET OR EXCEED THE**
10 **MINIMUM STANDARDS OF THE STATE ELECTRICAL CODE.**

11 **(2) A LOCAL JURISDICTION MAY MAKE A WRITTEN REQUEST TO THE**
12 **BOARD FOR MODIFICATIONS TO ITS LOCAL ELECTRICAL CODE THAT DO NOT MEET**
13 **THE MINIMUM STANDARDS OF THE STATE ELECTRICAL CODE.**

14 6-207.

15 **(A) The [State] Board shall pay all money collected under this title into the**
16 **General Fund of the State.**

17 **(B) (1) THE BOARD SHALL SET BY REGULATION REASONABLE FEES FOR**
18 **ITS SERVICES.**

19 **(2) THE FEES CHARGED SHALL BE:**

20 **(I) SET SO AS TO PRODUCE FUNDS TO APPROXIMATE THE COST**
21 **OF MAINTAINING THE BOARD; AND**

22 **(II) BASED ON THE CALCULATIONS PERFORMED BY THE**
23 **SECRETARY UNDER § 2-106.15 OF THE BUSINESS REGULATION ARTICLE.**

24 **(C) THE BOARD SHALL PUBLISH THE FEE SCHEDULE SET BY THE BOARD.**

25 6-208.

26 The [State] Board exercises its powers, duties, and functions subject to the authority
27 of the Secretary.

28 6-301.

29 **[(a) Each county shall:**

1 (1) adopt regulations that have qualifications comparable to § 6–304, to
2 provide for the licensing and regulation of master electricians; or

3 (2) (i) require a State license for providing electrical services as a
4 master electrician; and

5 (ii) enforce the provisions of this title.

6 (b) Each municipal corporation shall:

7 (1) adopt regulations that have qualifications comparable to, or more
8 stringent than, § 6–304 of this subtitle to provide for the licensing and regulation of master
9 electricians;

10 (2) adopt the electrical rules and regulations of the county in which the
11 municipal corporation is located; or

12 (3) (i) require a State license for providing electrical services as a
13 master electrician; and

14 (ii) enforce the provisions of this title.]

15 **(A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, AN**
16 **INDIVIDUAL SHALL BE LICENSED BY THE BOARD BEFORE THE INDIVIDUAL**
17 **PROVIDES OR ASSISTS IN PROVIDING ELECTRICAL SERVICES IN THE STATE.**

18 **(B) (1) BEGINNING JULY 1, 2018, AN INDIVIDUAL HOLDING A LOCAL**
19 **LICENSE BUT NOT A LICENSE ISSUED BY THE BOARD MAY:**

20 **(I) CONTINUE TO PROVIDE ELECTRICAL SERVICES UNDER THE**
21 **LOCAL LICENSE UNTIL THE EARLIER OF:**

22 **1. THE EXPIRATION OF THE LICENSE; OR**

23 **2. JUNE 30, 2021; AND**

24 **(II) SUBJECT TO PARAGRAPHS (2) AND (3) OF THIS**
25 **SUBSECTION, APPLY FOR A ONE-TIME 2-YEAR RENEWAL OF THE LOCAL LICENSE.**

26 **(2) AN INDIVIDUAL MAY APPLY FOR THE RENEWAL OF ONLY ONE**
27 **LOCAL LICENSE UNDER THIS SUBSECTION.**

28 **(3) BEGINNING JULY 1, 2021, ANY LOCAL LICENSE ISSUED BY A**
29 **LOCAL JURISDICTION OF THE STATE TO PROVIDE OR ASSIST IN PROVIDING**
30 **ELECTRICAL SERVICES IS NO LONGER VALID, REGARDLESS OF THE EXPIRATION**

1 **DATE OF THE LICENSE.**

2 (c) Each licensed master electrician shall display the [State] license number [or
3 the county license number of the licensee] on each vehicle used on the job for providing
4 electrical services.

5 (d) A county or municipal corporation may not adopt a resolution or enact a law
6 that requires a person licensed under this subtitle who is compliant with subsection (c) of
7 this section to display additional license numbers on each vehicle used on the job for
8 providing electrical services.

9 **[6-303.] 6-302.**

10 [(a) This subtitle does not require an individual to hold a State license while the
11 individual provides electrical services as an employee or subordinate of a master electrician
12 licensed by the State Board if:

13 (1) the individual provides electrical services while under the control and
14 supervision of the licensee; and

15 (2) the licensee is responsible for the electrical services that the individual
16 provides.

17 (b)] This subtitle does not require:

18 (1) a public utility company to employ a [master electrician] LICENSEE to
19 represent the company while the company is engaging in the business of providing
20 electrical services to a facility of the company that:

21 (i) is regulated by the Public Service Commission; and

22 (ii) is located on any premises, roadway, or right-of-way in which
23 the company has a lawful interest; or

24 (2) an employee of a public utility company to hold a State license while
25 the employee provides electrical services to a facility of the company that:

26 (i) is regulated by the Public Service Commission; and

27 (ii) is located on any premises, roadway, or right-of-way in which
28 the company has a lawful interest.

29 **[6-304.] 6-303.**

30 (a) To qualify for a [State] license, an applicant shall [be an individual who
31 meets] MEET the requirements of this section.

1 (b) (1) Subject to paragraph (2) of this subsection, [the] AN applicant **FOR A**
2 **MASTER ELECTRICIAN LICENSE** shall have been engaged or employed regularly and
3 principally in providing electrical services for all types of electrical equipment and
4 apparatus for at least 7 years while under the direction and supervision of:

5 (i) a master electrician; or

6 (ii) a similarly qualified employee of a governmental unit.

7 (2) The [State] Board may allow an applicant up to 3 years of credit toward
8 the experience required under paragraph (1) of this subsection, if the [State] Board
9 determines that the applicant has completed a formal course of study or professional
10 training in electrical installation comparable to the required experience.

11 (c) Except as otherwise provided in this subtitle, the applicant shall pass an
12 examination given by the [State] Board under this subtitle.

13 **(D) AN APPLICANT FOR A JOURNEYPERSON ELECTRICIAN LICENSE SHALL**
14 **MEET THE REQUIREMENTS ADOPTED BY THE DEPARTMENT UNDER § 6-104 OF THIS**
15 **TITLE.**

16 [(d)] **(E)** The [State] Board may investigate the qualifications of each applicant
17 to determine whether the applicant meets the requirements of this section.

18 **[6-305.] 6-304.**

19 An applicant for a [State] license shall:

20 (1) submit to the [State] Board an application on the form that the [State]
21 Board provides; and

22 (2) pay to the [State] Board [or the State Board's designee an examination]
23 **AN APPLICATION** fee set by the Board [in an amount not to exceed the cost of the required
24 examination].

25 **[6-306.] 6-305.**

26 (a) Except as otherwise provided in [§ 6-306.1] **§ 6-306** of this subtitle **OR THE**
27 **REGULATIONS ADOPTED UNDER § 6-104 OF THIS TITLE**, an applicant who otherwise
28 qualifies for a [State] license is entitled to be examined as provided in this section.

29 (b) The [State] Board shall give examinations to qualified applicants at least
30 twice a year, at the dates, times, and places that the [State] Board determines.

1 (c) (1) At least 15 days before the examination, the [State] Board shall notify
2 each applicant whether the applicant is eligible to be examined under this section.

3 (2) The notice shall specify the passing score for [the examination]
4 **EXAMINATIONS GIVEN UNDER THIS SUBTITLE.**

5 (d) (1) The [State] Board shall determine the subjects [and], scope, **AND**
6 **FORM** of the examination from a list of questions submitted by the Maryland Uniform
7 Electrical Licensing Examination Committee, Inc.

8 (2) The [State] Board shall choose examination questions that:

9 (i) test the applicant's knowledge of all applicable codes, laws, or
10 principles of electrical installation; and

11 (ii) are constructed to determine the fitness of the applicant for a
12 [State] license.

13 (3) The [State] Board may appoint a committee to develop examination
14 questions **FOR EXAMINATIONS GIVEN UNDER THIS SUBTITLE.**

15 (e) The form of [the] **EACH** examination shall be objective and written.

16 (f) The passing score for [the] **EACH** examination shall be 70%.

17 **(G) AN APPLICANT SHALL PAY TO THE BOARD OR THE BOARD'S DESIGNEE**
18 **AN EXAMINATION FEE SET BY THE BOARD NOT TO EXCEED THE COST OF THE**
19 **REQUIRED EXAMINATION.**

20 **[(g)] (H)** Within 45 days after the examination, the [State] Board shall mail or
21 electronically transmit to each applicant notice of the applicant's examination score.

22 **[(h)] (I)** On written request to the [State] Board, an applicant **FOR A MASTER**
23 **ELECTRICIAN LICENSE** who failed an examination may review the answers that the
24 applicant gave and the scores for those answers, at a time and place that the [State] Board
25 determines.

26 **[(i)] (J)** (1) If an applicant **FOR A MASTER ELECTRICIAN LICENSE** fails to
27 appear for a scheduled examination, the applicant may reapply for an examination.

28 (2) The applicant:

29 (i) shall submit to the [State] Board an application for
30 reexamination on the form that the [State] Board provides; and

1 (ii) unless, for good cause, the [State] Board waives payment of the
2 examination fee, shall again pay the examination fee under [§ 6–305] SUBSECTION (G) of
3 this [subtitle] SECTION.

4 [6–306.1.] **6–306.**

5 (a) (1) The [State] Board may use a testing service to administer the
6 examinations given under this title.

7 (2) **A LOCAL BOARD MAY APPLY TO BE A TESTING SERVICE.**

8 (b) If the [State] Board uses a testing service, the testing service, subject to the
9 requirements set by the [State] Board, may:

10 (1) set the time and place of examinations;

11 (2) give qualified applicants notice of the time and place of examinations;
12 and

13 (3) furnish any other information that the [State] Board may require the
14 testing service to provide.

15 6–307.

16 (a) Subject to the limitations in this section, the [State] Board shall waive [the]
17 ANY examination requirements of this [subtitle] TITLE for an individual who:

18 (1) holds [a] **AN ACTIVE local JOURNEYPERSON ELECTRICIAN OR**
19 **MASTER ELECTRICIAN license; AND**

20 (2) **SUBMITS AN APPLICATION FOR A LICENSE TO THE BOARD ON OR**
21 **BEFORE DECEMBER 31, 2019.**

22 (b) The [State] Board shall grant a waiver under this section only if the applicant:

23 (1) pays the application fee established by the Board under [§ 6–205] §
24 **6–304** of this [title] SUBTITLE;

25 (2) provides adequate evidence that the applicant:

26 (i) meets the qualifications otherwise required by this [subtitle]
27 **TITLE**; and

28 (ii) [is] **WAS** licensed in a local jurisdiction **BEFORE DECEMBER 31,**
29 **2019, AND** after:

1 1. passing, in that local jurisdiction, an examination that is
2 equivalent to the examination for which the applicant is seeking the waiver; and

3 2. meeting, in that local jurisdiction, requirements that are
4 equivalent to the licensing requirements of this [subtitle] TITLE; and

5 (3) submits a statement from the local jurisdiction certifying:

6 (i) the applicant is in good standing with the local jurisdiction;

7 (ii) the applicant obtained the local license by taking an examination
8 equivalent to [the] ANY examination given by the [State] Board; and

9 (iii) the date of the local examination.

10 (c) An initial State license that is obtained under this section may not be
11 reinstated unless the requirements of § 6–312 of this subtitle are met.]

12 6–308.

13 (a) Subject to the limitations in this section, on the affirmative vote of at least a
14 majority of the authorized membership of the [State] Board, the [State] Board may waive
15 the examination requirements of this subtitle for an individual who is licensed to provide
16 electrical services as a master electrician OR JOURNEYPerson ELECTRICIAN in another
17 state.

18 (b) The [State] Board may grant a waiver under this section only if the applicant:

19 (1) pays the appropriate application fee set by the Board under [§ 6–205(2)]
20 § 6–304 of this [title] SUBTITLE; and

21 (2) provides adequate evidence that the applicant:

22 (i) meets the qualifications otherwise required by this [subtitle]
23 TITLE;

24 (ii) holds an active license in good standing in the other state;

25 (iii) holds a license that is equivalent to the [State] license ISSUED
26 BY THE BOARD; and

27 (iv) [meets a 7–year experience requirement in providing electrical
28 services, at least 4 years of which must have been gained prior to licensure in the other
29 state, while under the supervision of a master electrician or similarly qualified employee of
30 a governmental unit] WAS LICENSED IN THE OTHER STATE, BY EXAMINATION, AFTER

1 **MEETING REQUIREMENTS IN THAT STATE THAT ARE SUBSTANTIALLY EQUIVALENT**
2 **TO THE LICENSING REQUIREMENTS OF THIS STATE.**

3 (c) The [State] Board may grant a waiver only if the state in which the applicant
4 is licensed waives the examination of licensees of this State to a similar extent as this State
5 waives the examination requirements for individuals licensed in that state.

6 [(d) The Board may allow an applicant up to 3 years credit toward the experience
7 required under subsection (b)(2) of this section, if the State Board determines that the
8 applicant has completed a formal course of study or professional training in electrical
9 installation comparable to the required experience.]

10 **(D) THE BOARD SHALL PURSUE A POLICY OF RECIPROCAL RECOGNITION OF**
11 **ELECTRICIAN LICENSES AWARDED IN OTHER STATES.**

12 6–309.

13 (a) If an applicant qualifies for a [State] license under this [subtitle] TITLE, the
14 [State] Board shall send the applicant a notice that states that:

15 (1) the applicant has qualified for a [State] license; and

16 (2) the [State] Board will issue a [State] license to the applicant on receipt
17 of:

18 (i) **[\$20] A LICENSE FEE SET BY THE BOARD;** and

19 (ii) proof of general liability and property damage insurance as
20 required under [§ 6–604] **§ 6–401** of this title.

21 (b) [(1) If, at the time of application, an applicant intends to assign to another
22 person a local license that is obtained by use of a State license, the applicant shall identify
23 on the application the person to whom the applicant is assigning the local license.

24 (2)] On payment of the [State] license fee and receipt of the proof of
25 insurance required under [§ 6–604] **§ 6–401** of this title, the [State] Board shall issue a
26 [State] license to each applicant who meets the requirements of this title.

27 (c) The [State] Board shall include **THE NAME OF THE LICENSEE** on each
28 [State] license that the [State] Board issues[:

29 (1) the name of the licensee; and

30 (2) if the licensee assigns a local license to another person who engages in
31 the business of providing electrical services, the name of the person].

1 6–310.

2 (a) Unless a [State] license is renewed for a 2–year term as provided in this
3 section, the [State] license expires on the first June 30 that comes:

4 (1) after the effective date of the [State] license; and

5 (2) in an odd–numbered year.

6 (b) (1) At least 1 month before a [State] license expires, the [State] Board shall
7 mail or electronically transmit to the [State] licensee:

8 (i) a renewal application form; and

9 (ii) a notice that states:

10 1. the date on which the current [State] license expires; and

11 2. the amount of the renewal fee.

12 (2) If an electronic transmission under paragraph (1) of this subsection is
13 returned to the [State] Board as undeliverable, the [State] Board shall mail to the [State]
14 licensee, at the last known address of the [State] licensee, the materials required under
15 paragraph (1) of this subsection within 10 business days of the date the [State] Board
16 received the notice that the electronic transmission was undeliverable.

17 (c) Before a [State] license expires, the [State] licensee periodically may renew it
18 for an additional 2–year term, if the [State] licensee:

19 (1) otherwise is entitled to be licensed;

20 (2) pays to the [State] Board a renewal fee [of \$25] **SET BY THE BOARD;**

21 (3) **FOR A MASTER ELECTRICIAN LICENSE OR JOURNEYPERSON**
22 **ELECTRICIAN LICENSE**, complies with continuing education requirements established by
23 the [State] Board in regulation; and

24 (4) submits to the [State] Board [a renewal application on the form that
25 the State Board provides]:

26 (I) **A RENEWAL APPLICATION ON THE FORM THAT THE BOARD**
27 **PROVIDES; AND**

28 (II) **ADEQUATE EVIDENCE OF COMPLETION OF THE**

1 **CONTINUING EDUCATION REQUIREMENTS FOR LICENSE RENEWAL ESTABLISHED BY**
2 **THE BOARD.**

3 (d) The [State] Board shall renew the [State] license of each [State] licensee who
4 meets the requirements of this section.

5 (e) A [State] license to provide **OR ASSIST IN PROVIDING** electrical services is
6 not transferable.

7 (f) The Secretary may determine that [State] licenses issued under this subtitle
8 shall expire on a staggered basis.

9 6–311.

10 (a) The [State] Board shall place [a State licensee] **THE LICENSE OF A MASTER**
11 **ELECTRICIAN OR A JOURNEYPERSON ELECTRICIAN** on inactive status and issue an
12 inactive status certificate to the [State] licensee, if the [State] licensee:

13 (1) submits to the [State] Board an application for inactive status on the
14 form that the [State] Board provides;

15 (2) pays to the [State] Board any applicable inactive status application fee;

16 (3) except for the insurance requirements of [§ 6–604] **§ 6–401** of this title,
17 qualifies for an active [State] license; and

18 (4) returns the [State] license to the [State] Board.

19 (b) The [State] Board shall place an applicant for an initial [State] license on
20 inactive status and issue an inactive status certificate to the applicant, if the applicant:

21 (1) submits to the [State] Board an application for inactive status on the
22 form that the [State] Board provides;

23 (2) pays to the [State] Board an inactive status application fee [of an
24 amount equal to the State license fee under § 6–309 of this subtitle] **SET BY THE BOARD;**
25 and

26 (3) except for the **CONTINUING EDUCATION REQUIREMENT OF §**
27 **6–310(C) OF THIS SUBTITLE AND THE** insurance requirements of [§ 6–604] **§ 6–401** of
28 this title, qualifies for an active [State] license.

29 [(c) (1) A licensee on inactive status may not use a State license to obtain a
30 local license for providing electrical services as a master electrician in a local jurisdiction
31 of the State.

1 (2) In a county that requires a State license, a licensee on inactive status
2 may not provide electrical services as a master electrician.]

3 [(d)] (C) (1) Unless the individual applies for another 2-year term as
4 provided in this subsection, an individual on inactive status loses that status [on the first
5 June 30 that comes:

6 (i) after the inactive status registration certificate is issued to the
7 licensee; and

8 (ii) in an odd-numbered year] **ON THE EXPIRATION OF THE**
9 **INACTIVE STATUS.**

10 (2) (i) At least 1 month before the inactive status of an individual
11 expires, the [State] Board shall mail or electronically transmit to the individual:

12 1. a renewal application form; and

13 2. a notice that states:

14 A. the date on which the inactive status expires; and

15 B. the amount of the renewal fee.

16 (ii) If an electronic transmission under subparagraph (i) of this
17 paragraph is returned to the [State] Board as undeliverable, the [State] Board shall mail
18 to the individual, at the last known address of the individual, the materials required under
19 subparagraph (i) of this paragraph within 10 business days of the date the Board received
20 the notice that the electronic transmission was undeliverable.

21 (3) Before the inactive status expires, an individual on inactive status
22 periodically may renew it for an additional 2-year term, if the individual:

23 (i) otherwise is entitled to be placed on inactive status;

24 (ii) except for an electrical inspector, pays to the [State] Board a
25 renewal fee [of \$50] **SET BY THE BOARD**; and

26 (iii) submits to the [State] Board a renewal application on the form
27 that the Board provides.

28 (4) After an inactive status expires, the former licensee may reapply for
29 inactive status only if the former licensee:

30 (i) otherwise is entitled to be placed on inactive status;

1 (ii) pays to the Board a reapplication fee [of \$100] **SET BY THE**
2 **BOARD**; and

3 (iii) reapplies to the Board for inactive status within 2 years after
4 initial expiration of inactive status on a form that the Board provides.

5 (5) The [State] Board shall renew the inactive status of each individual or
6 grant the reapplication for inactive status of each former licensee who meets the
7 requirements of this subsection.

8 [(e)] (D) If a former licensee on inactive status who has failed to renew the
9 inactive status within 2 years of its expiration reapplies for that status, the [State] Board
10 shall require the former licensee to comply with the requirements for obtaining a [State]
11 license under [§§ 6–304, 6–307, and 6–503] **§§ 6–303 AND 6–307** of this [title] **SUBTITLE**
12 as well as the requirements for inactive status under this section.

13 [(f)] (E) The [State] Board shall reactivate the [State] license of an individual
14 who is on inactive status, if the individual:

15 (1) meets the renewal requirements that are in effect when the individual
16 requests the reactivation of the [State] license;

17 (2) submits to the [State] Board an application for reactivation on the form
18 that the [State] Board provides; and

19 (3) pays to the [State] Board a reactivation fee [of \$50] **SET BY THE**
20 **BOARD**.

21 6–312.

22 (a) The [State] Board shall reinstate the [State] license of [a master electrician]
23 **AN INDIVIDUAL** who is not on inactive status and who has failed to renew the [State]
24 license for any reason, if the [master electrician] **INDIVIDUAL**:

25 (1) applies to the [State] Board for reinstatement within 2 years after the
26 [State] license expires;

27 (2) meets the renewal requirements of § 6–310 of this subtitle; and

28 (3) in addition to the renewal fee required under § 6–310 of this subtitle,
29 pays to the [State] Board a reinstatement fee [of:

30 (i) \$25 for up to and including a 30–day late renewal;

1 (ii) \$50 for up to and including a 60-day late renewal; or

2 (iii) \$100 for a late renewal over 60 days] **SET BY THE BOARD.**

3 (b) If [a master electrician] **AN INDIVIDUAL** who has failed to renew the [State]
4 license for any reason applies for reinstatement more than 2 years after the [State] license
5 has expired, the [State] Board shall require the [master electrician] **INDIVIDUAL** to pay a
6 reinstatement fee [of \$100] **SET BY THE BOARD**, and comply with the requirements for
7 obtaining a [State] license under [§§ 6-304, 6-307, and 6-503] **§§ 6-303 AND 6-307** of
8 this [title] **SUBTITLE.**

9 6-313.

10 (a) (1) Except as provided in paragraph (2) of this subsection, a county or local
11 government may employ an individual as an electrical inspector only if the individual:

12 (i) holds a [State] license or local license, as applicable;

13 (ii) previously held, within the last 5 years, a [State] license or local
14 license, as applicable, that was not suspended or revoked; or

15 (iii) is certified by:

16 1. the International Code Council as a combination inspector
17 or as an electrical inspector for residential or commercial buildings;

18 2. the North American Board of Certified Energy
19 Practitioners; or

20 3. a certifying entity that is comparable to the entity listed
21 in item 1 or 2 of this item.

22 (2) Paragraph (1) of this subsection does not apply to a county or local
23 government that uses code inspectors or combination building code inspectors to conduct
24 trade-specific inspections on residential or commercial buildings to determine compliance
25 with adopted electrical codes or related building codes.

26 (b) An individual may not have any financial interest in any electrical business
27 while employed by the State, a county, or a local government as an electrical inspector.

28 (c) (1) On appointment or employment as an electrical inspector, the
29 individual:

30 (i) shall place the [State] license of the individual on inactive status;

31 and

1 (ii) except for the renewal fee, shall meet the inactive status
2 requirements of § 6–311 of this subtitle.

3 (2) The [State] Board may issue an electrical inspector identification card
4 to an electrical inspector who has placed the [State] license on inactive status.

5 (3) The [State] Board may not charge a fee to issue the identification card.

6 (d) The [State] Board may change the status of an electrical inspector to
7 individual inactive status, if the electrical inspector:

8 (1) meets the inactive status requirements of § 6–311 of this subtitle; and

9 (2) pays an inactive status fee [of \$50] **SET BY THE BOARD**.

10 (e) On termination of the appointment or employment of an individual as an
11 electrical inspector, the [State] Board shall reactivate the [State] license of the individual
12 who is on inactive status, without examination, if the individual meets the reactivation
13 requirements for a [State] license under [§ 6–311(f)] **§ 6–311(E)** of this subtitle, including
14 payment of the reactivation fee.

15 6–314.

16 Within 10 days after the change, each [State] licensee shall give the [State] Board
17 written notice of a change of:

18 (1) the name of the [State] licensee;

19 (2) the address of[

20 (i)] the [State] licensee[; or

21 (ii) the person to whom the State licensee assigns a local license]; or

22 (3) the employment of the [State] licensee[, including a change in the
23 assignment of a local license].

24 6–315.

25 The [State] Board may investigate or act in a disciplinary proceeding against a
26 [licensed master electrician] **LICENSEE** notwithstanding:

27 (1) a lapse, by operation of law, of the [State] license of the [master
28 electrician] **LICENSEE**;

1 (2) a suspension of the [State] license of the [master electrician]
2 LICENSEE by order of the [State] Board or a court; or

3 (3) a voluntary surrender of the [State] license of the [master electrician]
4 LICENSEE to the [State] Board.

5 6–316.

6 (a) Subject to the hearing provisions of § 6–317 of this subtitle, the [State] Board
7 may deny a [State] license to any applicant, reprimand any [State] licensee, or suspend or
8 revoke a [State] license if the applicant or [State] licensee:

9 (1) fraudulently or deceptively obtains or attempts to obtain a [State]
10 license for the applicant, [State] licensee, or another person;

11 (2) fraudulently or deceptively uses a [State] license;

12 (3) transfers the authority granted by a [State] license to another person;

13 (4) engages in an unfair or deceptive trade practice, as defined in § 13–301
14 of the Commercial Law Article;

15 (5) willfully or deliberately disregards and violates a building code,
16 electrical code, or law of the State or a local jurisdiction;

17 (6) under the laws of the United States or of any state, is convicted of:

18 (i) a felony; or

19 (ii) a misdemeanor that is directly related to the fitness and
20 qualification of the applicant or licensee to provide electrical services;

21 (7) aids or abets a person to evade a provision of this title;

22 (8) willfully or deliberately disregards disciplinary action taken by a local
23 jurisdiction **AGAINST THE INDIVIDUAL IN CONNECTION WITH THE PROVISION OF**
24 **ELECTRICAL SERVICES;**

25 (9) fails in a material respect to comply with a provision of this title;

26 (10) fails to train and control adequately a person who, while under the
27 supervision of the [State] licensee, sells or estimates electrical work **OR PROVIDES OR**
28 **ASSISTS IN PROVIDING ELECTRICAL SERVICES;**

29 [(11) fails to maintain a local license under § 6–601 of this title; or]

1 ~~[(12)]~~ **(11)** fails to maintain the general liability and property damage
2 insurance required under ~~[§ 6–604]~~ **§ 6–401** of this title;

3 **(12) OFFERS OR PROVIDES ELECTRICAL SERVICES OUTSIDE THE**
4 **SCOPE OF THE LICENSE HELD BY THE LICENSEE;**

5 **(13) PERMITS ANOTHER LICENSEE EMPLOYED BY THE INDIVIDUAL TO**
6 **PROVIDE ELECTRICAL SERVICES OUTSIDE THE SCOPE OF THAT INDIVIDUAL’S**
7 **LICENSE;**

8 **(14) WITHOUT JUSTIFICATION, FAILS TO PERFORM A CONTRACT OR**
9 **ABANDONS A PROJECT TO PROVIDE ELECTRICAL SERVICES;**

10 **(15) PROVIDES ELECTRICAL SERVICES THAT ARE INADEQUATE OR**
11 **INCOMPLETE, ACCORDING TO THE TERMS OF A CONTRACT OR A PROJECT;**

12 **(16) DIRECTLY OR INDIRECTLY PUBLISHES AN ADVERTISEMENT**
13 **RELATING TO THE PROVISION OF ELECTRICAL SERVICES THAT CONTAINS A**
14 **REPRESENTATION OR STATEMENT THAT IS FALSE, DECEPTIVE, OR MISLEADING;**

15 **(17) CERTIFIES ON A LICENSE RENEWAL APPLICATION THAT THE**
16 **CONTINUING EDUCATION REQUIREMENT OF LICENSE RENEWAL HAS BEEN**
17 **COMPLETED IF THE LICENSEE HAS NOT FULLY COMPLETED THE CONTINUING**
18 **EDUCATION REQUIREMENT AT THE TIME THE LICENSE RENEWAL APPLICATION IS**
19 **SUBMITTED;**

20 **(18) VIOLATES ANY OTHER PROVISION OF THIS TITLE; OR**

21 **(19) VIOLATES ANY REGULATION ADOPTED UNDER THIS TITLE.**

22 (b) Allowing a [State] license to be used by another person is, in a disciplinary
23 proceeding under this section, prima facie evidence that a [State] licensee transferred the
24 authority granted by a [State] license to another person.

25 (c) The Board shall consider the following facts in the granting, denial, renewal,
26 suspension, or revocation of a license or the reprimand of a licensee when an applicant or
27 licensee is convicted of a felony or misdemeanor described in subsection (a)(6) of this
28 section:

29 (1) the nature of the crime;

30 (2) the relationship of the crime to the activities authorized by the license;

31 (3) with respect to a felony, the relevance of the conviction to the fitness
32 and qualification of the applicant or licensee to provide electrical services;

1 (4) the length of time since the conviction; and

2 (5) the behavior and activities of the applicant or licensee before and after
3 the conviction.

4 **(D) THIS SECTION MAY NOT BE CONSTRUED TO LIMIT THE ABILITY OF A**
5 **LOCAL BOARD TO TAKE DISCIPLINARY ACTION AGAINST A REGISTRANT OR A PERMIT**
6 **HOLDER IN THAT JURISDICTION UNDER § 6-103 OF THIS TITLE.**

7 6-317.

8 (a) Except as otherwise provided in § 10-226 of the State Government Article,
9 before the [State] Board takes any final action under § 6-316 of this subtitle, it shall give
10 the individual against whom the action is contemplated an opportunity for a hearing before
11 the [State] Board.

12 (b) The [State] Board shall give notice and hold the hearing in accordance with
13 Title 10, Subtitle 2 of the State Government Article.

14 (c) If, after due notice, the individual against whom the action is contemplated
15 fails or refuses to appear, nevertheless the [State] Board may hear and determine the
16 matter.

17 6-318.

18 Any person aggrieved by a final decision of the [State] Board in a contested case, as
19 defined in § 10-202 of the State Government Article, may take an appeal as allowed in §§
20 10-222 and 10-223 of the State Government Article.

21 6-319.

22 (a) [The State Board may not suspend a State license for more than 1 year.

23 (b) The State Board may not revoke a State license for less than 1 year.

24 (c) If [a State license is suspended, the State] **THE BOARD, AFTER A HEARING,**
25 **SUSPENDS A LICENSE, THE** Board may allow the licensee to complete a contract to provide
26 electrical services that is in progress and uncompleted at the time of suspension.

27 **[(d)] (B)** (1) If a [State] license is revoked, the [State] Board may reinstate
28 the [State] license after **NOT LESS THAN** 1 year.

29 (2) A [State] license that has been revoked may be reinstated under this
30 subsection if:

1 (i) the individual whose [State] license has been revoked submits a
2 written request to the [State] Board;

3 (ii) the [State] Board holds a hearing on the request; and

4 (iii) the [State] Board makes a determination to reinstate the [State]
5 license.

6 6–320.

7 Within 30 days after taking action, the [State] Board shall give each local board or
8 building official notice of the name of each master electrician whose [State] license has
9 been suspended, revoked, or reinstated by the [State] Board.

10 Subtitle [6.] 4. Miscellaneous Provisions.

11 [6–604.] 6–401.

12 (a) This section does not apply to a [State] licensee on inactive status.

13 (b) A master electrician who is licensed by the State Board and provides electrical
14 services [or a person to whom the master electrician assigns a local license under this title]
15 shall:

16 (1) maintain general liability insurance in the amount of at least \$300,000;

17 (2) maintain property damage insurance in the amount of at least
18 \$100,000; and

19 (3) submit proof of the required insurance to the State Board.

20 (c) (1) An applicant for a [State] license shall submit proof of the insurance
21 required under this section to the [State] Board with the license application.

22 (2) The [State] Board may not issue a [State] license to an applicant to
23 whom the insurance requirements of this section would apply unless the applicant submits
24 proof of the insurance.

25 (d) Unless an applicant meets the insurance requirements of this section, the
26 [State] Board may not renew a [State] license of the applicant to whom the insurance
27 requirements of this section would apply.

28 (e) If the insurance required under this section is canceled, the insurer shall
29 notify the [State] Board within 10 days after the date of cancellation.

30 [(f) If a local jurisdiction requires an applicant for a local license to execute a bond

1 to the local jurisdiction, the applicant may satisfy the bond requirement by submitting proof
2 of the insurance required under this section.]

3 **[6-605.] 6-402.**

4 A licensed master electrician [or a person to whom a master electrician assigns a
5 local license] may employ an individual who is not a licensed master electrician under this
6 title to provide electrical services if the individual provides the services only while under
7 the supervision and control of a licensed master electrician.

8 **[6-606.] 6-403.**

9 (a) The General Assembly intends that the revenues of the [State] Board be
10 sufficient to meet its costs, including reasonably apportioned Department overhead.

11 (b) The Secretary shall:

12 (1) monitor the fees and other revenue of the [State] Board for compliance
13 with the intent of this section; and

14 (2) recommend adjustments, if necessary.

15 **6-404.**

16 **(A) A MASTER ELECTRICIAN SHALL DISPLAY THE MASTER ELECTRICIAN'S**
17 **LICENSE AND THE LICENSE NUMBER CONSPICUOUSLY IN THE PRINCIPAL PLACE OF**
18 **BUSINESS OF THE MASTER ELECTRICIAN.**

19 **(B) A LICENSEE SHALL GIVE THE BOARD WRITTEN NOTICE OF ANY CHANGE**
20 **OF NAME, ADDRESS, OR EMPLOYMENT FROM WHAT APPEARS ON THE CURRENT**
21 **LICENSE AT LEAST 10 WORKING DAYS BEFORE THE CHANGE IS TO TAKE EFFECT.**

22 **6-405.**

23 **EXCEPT AS OTHERWISE PROVIDED IN THIS TITLE, AN INDIVIDUAL MAY NOT:**

24 **(1) PROVIDE, ATTEMPT TO PROVIDE, OR OFFER TO PROVIDE**
25 **ELECTRICAL SERVICES FOR COMPENSATION IN THE STATE WITHOUT AN**
26 **APPROPRIATE LICENSE ISSUED UNDER THIS TITLE;**

27 **(2) ASSIST, ATTEMPT TO ASSIST, OR OFFER TO ASSIST IN PROVIDING**
28 **ELECTRICAL SERVICES FOR COMPENSATION IN THE STATE WITHOUT AN**
29 **APPROPRIATE LICENSE ISSUED UNDER THIS TITLE;**

30 **(3) PROVIDE ELECTRICAL SERVICES FOR COMPENSATION WITHOUT**

1 OBTAINING A PERMIT FOR SUCH SERVICES IF REQUIRED BY A LOCAL JURISDICTION;
2 OR

3 (4) PROVIDE ELECTRICAL SERVICES BEYOND THE SCOPE OF THE
4 LICENSE ISSUED TO THE INDIVIDUAL UNDER THIS TITLE.

5 **6-406.**

6 (A) EXCEPT AS OTHERWISE PROVIDED IN THIS TITLE, A PERSON MAY NOT
7 EMPLOY AN INDIVIDUAL TO PROVIDE OR ASSIST IN PROVIDING ELECTRICAL
8 SERVICES UNLESS THE INDIVIDUAL:

9 (1) IS LICENSED BY THE BOARD AS A MASTER ELECTRICIAN; OR

10 (2) (I) IS LICENSED BY THE BOARD AS A JOURNEYPERSON
11 ELECTRICIAN; AND

12 (II) PROVIDES OR ASSISTS IN PROVIDING ELECTRICAL
13 SERVICES WITHIN THE SCOPE OF THE INDIVIDUAL'S LICENSE.

14 (B) A PERSON MAY NOT EMPLOY AN INDIVIDUAL TO PROVIDE OR ASSIST IN
15 PROVIDING ELECTRICAL SERVICES UNDER A PUBLIC WORKS CONTRACT SUBJECT TO
16 TITLE 17, SUBTITLE 2 OF THE STATE FINANCE AND PROCUREMENT ARTICLE
17 UNLESS THE INDIVIDUAL IS LICENSED BY THE BOARD.

18 (C) A PERSON MAY NOT CLASSIFY AN EMPLOYEE UNDER A PUBLIC WORKS
19 CONTRACT SUBJECT TO TITLE 17, SUBTITLE 2 OF THE STATE FINANCE AND
20 PROCUREMENT ARTICLE WHO IS LICENSED UNDER THIS TITLE AT A SPECIFIC WORK
21 CLASSIFICATION THAT IS HIGHER THAN THE EMPLOYEE'S LICENSE TYPE.

22 **6-407.**

23 UNLESS AUTHORIZED UNDER THIS TITLE TO PROVIDE ELECTRICAL SERVICES,
24 A PERSON MAY NOT REPRESENT TO THE PUBLIC, BY USE OF A TITLE, INCLUDING
25 "MASTER ELECTRICIAN", "REGISTERED ELECTRICIAN", "LICENSED MASTER
26 ELECTRICIAN", "JOURNEYPERSON ELECTRICIAN", "REGISTERED
27 JOURNEYPERSON", AND "LICENSED JOURNEYPERSON ELECTRICIAN", OR BY
28 DESCRIPTION OF SERVICES, METHODS, OR PROCEDURES, OR OTHERWISE, THAT THE
29 INDIVIDUAL IS AUTHORIZED TO PROVIDE ELECTRICAL SERVICES IN THE STATE.

30 **6-408.**

31 (A) IN THIS SECTION, "OFFICER" INCLUDES A SUPERINTENDENT, A
32 MANAGER, OR AN AGENT OF A BUSINESS ENTITY, REGARDLESS OF WHETHER THE

1 BUSINESS ENTITY ENGAGES IN THE BUSINESS OF PROVIDING ELECTRICAL
2 SERVICES.

3 (B) ANY PERSON, INCLUDING AN OFFICER, WHO VIOLATES ANY PROVISION
4 OF §§ 6-404 THROUGH 6-408 OF THIS SUBTITLE IS GUILTY OF A MISDEMEANOR AND
5 ON CONVICTION IS SUBJECT TO:

6 (1) ON A FIRST CONVICTION, A FINE NOT EXCEEDING \$1,000; AND

7 (2) ON A SECOND OR SUBSEQUENT CONVICTION, A FINE NOT
8 EXCEEDING \$5,000.

9 (C) ANY PERSON WHO VIOLATES § 6-401 OF THIS SUBTITLE IS GUILTY OF A
10 MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$1,000.

11 (D) (1) IN ADDITION TO ANY OTHER PENALTIES IMPOSED UNDER THIS
12 TITLE, THE BOARD MAY IMPOSE ON A PERSON WHO VIOLATES ANY PROVISION OF
13 THIS SUBTITLE A CIVIL PENALTY NOT EXCEEDING \$5,000 FOR EACH VIOLATION.

14 (2) IN DETERMINING THE PENALTY IMPOSED UNDER PARAGRAPH (1)
15 OF THIS SUBSECTION, THE BOARD SHALL CONSIDER:

16 (I) THE SERIOUSNESS OF THE VIOLATION;

17 (II) THE GOOD FAITH OF THE VIOLATOR;

18 (III) ANY PREVIOUS VIOLATIONS OF THE VIOLATOR;

19 (IV) THE HARMFUL EFFECT OF THE VIOLATION; AND

20 (V) ANY OTHER RELEVANT FACTORS.

21 (E) THE BOARD SHALL PAY ANY PENALTY COLLECTED UNDER SUBSECTION
22 (D) OF THIS SECTION INTO THE GENERAL FUND OF THE STATE.

23 Subtitle [7.] 5. Short Title; Termination of Title.

24 [6-701.] 6-501.

25 This title may be cited as the "Maryland [Master] Electricians Act".

26 [6-702.] 6-502.

27 Subject to the evaluation and reestablishment provisions of the Maryland Program
28 Evaluation Act, this title and all regulations adopted under this title shall terminate and

1 be of no effect after July 1, 2023.

2 **Article – Business Regulation**

3 **2–106.15.**

4 (A) IN THIS SECTION, “BOARD” MEANS THE STATE BOARD OF
5 ELECTRICIANS ESTABLISHED UNDER § 6–201 OF THE BUSINESS OCCUPATIONS AND
6 PROFESSIONS ARTICLE.

7 (B) IN CONSULTATION WITH THE BOARD, THE SECRETARY SHALL
8 CALCULATE ANNUALLY THE DIRECT AND INDIRECT COSTS ATTRIBUTABLE TO THE
9 BOARD.

10 (C) THE BOARD SHALL ESTABLISH FEES BASED ON THE CALCULATIONS
11 PROVIDED BY THE SECRETARY UNDER THIS SECTION.

12 (D) EACH FEE ESTABLISHED BY THE BOARD MAY NOT BE INCREASED
13 ANNUALLY BY MORE THAN 3% OF THE EXISTING AND CORRESPONDING FEE OF THE
14 BOARD.

15 (E) THE FEES ESTABLISHED FOR THE OCCUPATION REGULATED UNDER
16 TITLE 6 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE SHALL BE
17 SET SO AS TO PRODUCE FUNDS TO APPROXIMATE THE COST OF REGULATING THE
18 OCCUPATION.

19 **Article – Public Safety**

20 **12–603.**

21 Each electrical installation in the State shall conform to:

22 (1) the National Electrical Code; [or]

23 (2) THE STATE ELECTRICAL CODE ADOPTED BY THE STATE BOARD
24 OF ELECTRICIANS UNDER § 6–205 OF THE BUSINESS OCCUPATIONS AND
25 PROFESSIONS ARTICLE; OR

26 [(2)] (3) the electrical code and amendments adopted by the county in
27 which the electrical installation is done.

28 SECTION 3. AND BE IT FURTHER ENACTED, That the State Board of
29 Electricians shall provide notice to each local board in the State of the provisions of this Act
30 and the effect this Act will have on electricians licensed by local boards, including
31 information regarding how electricians with local licenses may obtain licenses issued by

1 the Board.

2 SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect July
3 1, 2018.