
By: **Delegate Curran**
Introduced and read first time: January 19, 1998
Assigned to: Economic Matters

Committee Report: Favorable with amendments
House action: Adopted
Read second time: February 10, 1998

CHAPTER _____

1 AN ACT concerning

2 **Heating, Ventilation, Air-Conditioning, and Refrigeration Contractors -**
3 **Journeyman License**

4 FOR the purpose of ~~altering certain requirements relating to the issuance of a~~
5 ~~heating, ventilation, air conditioning, or refrigeration journeyman license;~~
6 ~~requiring the Board to issue, without examination, a journeyman license to an~~
7 ~~individual who has successfully completed a State approved training program~~
8 requiring the Board of Heating, Ventilation, Air-Conditioning, and
9 Refrigeration to issue, without examination, a journeyman license to an
10 applicant who has successfully completed a certain apprentice program; and
11 generally relating to ~~licensing procedures for~~ heating, ventilation,
12 air-conditioning, and refrigeration ~~contractors.~~

13 BY repealing and reenacting, with amendments,
14 Article - Business Regulation
15 Section 9A-306
16 Annotated Code of Maryland
17 (1992 Volume and 1997 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
19 MARYLAND, That the Laws of Maryland read as follows:

20 **Article - Business Regulation**

21 9A-306.

22 (a) The Board shall issue without examination a master, master restricted, or
23 limited heating, ventilation, air-conditioning, and refrigeration contractor license to

1 any licensee holding a current, active or inactive master, master restricted, or limited
2 heating, ventilation, air-conditioning, and refrigeration contractor license, or a
3 similar license issued by a subdivision of the State, if the licensee:

4 (1) files an application for a license under this title by 1 year after the
5 date that the members of the Board are appointed; and

6 (2) submits with the application the prescribed fee and proof of eligibility
7 required by the Board.

8 (b) The Board shall issue without examination a master, master restricted, or
9 limited heating, ventilation, air-conditioning, and refrigeration contractor license,
10 whether a subdivision of the State requires a local license or not, to an individual
11 who:

12 (1) has lawfully provided heating, ventilation, air-conditioning, or
13 refrigeration services in a subdivision of the State for at least 5 years immediately
14 prior to 1 year after the date the members of the Board are appointed;

15 (2) files an application for a license under this title prior to 1 year after
16 the date the members of the Board are appointed; and

17 (3) submits with the application the prescribed fee and proof of eligibility
18 required by the Board.

19 (c) The Board shall issue without examination a journeyman license to an
20 individual holding a current, active or inactive, journeyman license, or a similar
21 license issued by a subdivision of the State, if the individual:

22 (1) files an application for a license under this title prior to December 31,
23 1994; and

24 (2) submits with the application the prescribed fee and proof of eligibility
25 required by the Board.

26 (d) The Board shall issue without examination a journeyman license, whether
27 a subdivision of the State requires a local license or not, to an individual who:

28 (1) has lawfully provided heating, ventilation, air-conditioning, or
29 refrigeration services in a subdivision of the State:

30 (i) under the direction and control of one or more individuals who
31 meet the requirements for a master license under subsection (a) or (b) of this section;
32 and

33 (ii) for at least 3 years prior to December 31, 1994;

34 (2) holds an apprentice license at the time of the application;

35 (3) files an application for a license under this title prior to December 31,
36 1994; and

1 (4) submits with the application the prescribed fee and proof of eligibility
2 required by the Board.

3 (e) The Board shall issue without examination a journeyman license to an
4 individual who has SUCCESSFULLY completed an apprentice program IN HEATING,
5 VENTILATION, AIR-CONDITIONING, AND REFRIGERATION approved by the
6 Apprenticeship and Training Council.

7 ~~(F) THE BOARD SHALL ISSUE WITHOUT EXAMINATION A JOURNEYMAN~~
8 ~~LICENSE TO AN INDIVIDUAL WHO HAS SUCCESSFULLY COMPLETED AN APPRENTICE~~
9 ~~PROGRAM APPROVED BY THE STATE.~~

10 ~~{f}~~ ~~(G)~~ (1) All applicants for a master, master restricted, or limited
11 heating, ventilation, air-conditioning, and refrigeration contractor license on or after
12 1 year after the date the members of the Board are appointed shall submit to
13 examination under this title.

14 (2) The application shall include all information required by the Board
15 regarding proof of eligibility.

16 ~~{g}~~ ~~(H)~~ (1) [All] EXCEPT AS PROVIDED IN SUBSECTION ~~(F)~~ (E) OF THIS
17 SECTION, ALL applicants for a journeyman license on or after January 1, 1995 shall
18 submit to examination under this title.

19 (2) The application shall include all information required by the Board
20 regarding proof of eligibility.

21 ~~{h}~~ ~~(I)~~ An applicant who qualifies for a license under subsection (a) or (b) of
22 this section but fails to apply for the license within the 1-year period:

23 (1) may take an examination under this title to be licensed;

24 (2) may not be required to obtain a journeyman license or an apprentice
25 license; and

26 (3) may provide services as a master, master restricted, or limited license
27 holder after obtaining the appropriate license.

28 ~~{i}~~ ~~(J)~~ An individual who holds a limited license or a master restricted
29 license issued under subsection (a) or (b) of this section may take an examination
30 administered by the Board to qualify for a master license or an additional master
31 restricted license without meeting the requirements of § 9A-302 of this subtitle, if the
32 individual:

33 (1) submits to the Board on or before December 31, 1996 an application
34 on the form that the Board provides; and

35 (2) pays to the Board an application fee established by the Board.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 October 1, 1998.