
By: **Senator McFadden**

Introduced and read first time: February 4, 1998

Assigned to: Economic and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **State Board of Plumbing - Licenses and Certification - Exception**

3 FOR the purpose of excepting an individual licensed as a gas fitter in Baltimore City,
4 under certain circumstances, from the requirement that a certain license or
5 certification be obtained from the State Board of Plumbing before the individual
6 provides certain services; and generally relating to exceptions from the licensure
7 and certification required by the State Board of Plumbing.

8 BY repealing and reenacting, with amendments,
9 Article - Business Occupations and Professions
10 Section 12-301
11 Annotated Code of Maryland
12 (1995 Replacement Volume and 1997 Supplement)

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

15 **Article - Business Occupations and Professions**

16 12-301.

17 (a) (1) Except as otherwise provided in this title, an individual shall be
18 licensed by the Board to provide plumbing services before the individual may provide
19 plumbing services in the State.

20 (2) Except as otherwise provided in this title, an individual shall be
21 licensed by the Board to provide or to assist in providing plumbing services before the
22 individual may assist in providing plumbing services in the State.

23 (3) Except as otherwise provided in this title, an individual shall be
24 licensed by the Board to provide plumbing services or certified by the Board to
25 provide propane gas services before the individual may provide propane gas services
26 in the State.

1 (b) (1) Subject to paragraph (2) of this subsection, this section does not apply
2 to an individual who personally provides plumbing services in the residence of the
3 individual.

4 (2) An individual may not provide plumbing services that make a final
5 connection between the residence of the individual and a public or private disposal
6 system or water supply system.

7 (c) This section does not apply to an employee of a gas company regulated by
8 the Public Service Commission while making a connection to a gas appliance for
9 domestic purposes or while installing, repairing, maintaining, replacing, or
10 performing any other work on a natural gas, propane gas, or other gas distribution
11 system.

12 (d) This section does not apply to an individual performing work that is only
13 incidental to the licensee providing or assisting in providing plumbing services.

14 (e) This section does not apply to an individual who, without compensation,
15 provides plumbing services that the Board defines by regulation to be only incidental
16 plumbing services.

17 (f) This section does not apply to an employee of a building owner, manager, or
18 maintenance company who provides plumbing services that the Board defines by
19 regulation to be only minor plumbing repair services.

20 (g) This section does not apply to an individual who is licensed as an appliance
21 installer in Allegany County, Frederick County, Garrett County, or Washington
22 County while acting within the scope of the license.

23 (h) This section does not apply to an individual who is licensed in Washington
24 County to work as or for a septic system installer or an on-site utility contractor
25 installing water or sewer service in the County at least 5 feet from a building being
26 served.

27 (i) Subsection (a)(3) of this section does not apply to an individual licensed by
28 the State Board of Heating, Ventilation, Air-Conditioning, and Refrigeration
29 Contractors while servicing an existing propane gas appliance if the individual has
30 completed a manufacturer's training course certifying competence to work on that
31 particular type of appliance.

32 (J) THIS SECTION DOES NOT APPLY TO AN INDIVIDUAL WHO IS LICENSED AS
33 A GAS FITTER IN BALTIMORE CITY WHILE ACTING WITHIN THE SCOPE OF THE
34 LICENSE.

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