Unofficial Copy C2 1999 Regular Session 9lr2071

By: <b>Delegates Mitchell and Eckardt</b> Introduced and read first time: February 12, 1999 Assigned to: Economic Matters						
Committee Report: Favorable						
House action: Adopted						
	second time: March 16, 1999					
reduci i	second diffe. Materi 10, 1777					
	CHAPTER					
1 A	N ACT concerning					
2	Heating Ventilation Air Conditioning and Defrigoration Contractors					
2 3						
3	Jour neyman Restricted Litense					
4 F	OR the purpose of creating a journeyman restricted license issued by the State					
5						
6	setting the training requirements for a journeyman restricted license;					
7	authorizing waiver of the examination requirement for a journeyman restricted					
8	license under certain circumstances; setting the insurance requirements for a					
9	holder of a journeyman restricted license; defining a certain term; altering a					
10	certain definition; and generally relating to journeymen restricted licenses for					
11	heating, ventilation, air-conditioning, and refrigeration contractors.					
11	neating, ventuation, an conditioning, and refrigeration conductors.					
12 E	BY repealing and reenacting, with amendments,					
13	Article - Business Regulation					
14						
15						
16	·					
	(					
17	17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF					
18 N	MARYLAND, That the Laws of Maryland read as follows:					
19	Article - Business Regulation					
20 9	A-101.					
21	(a) In this title the following words have the meanings indicated.					

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(3)

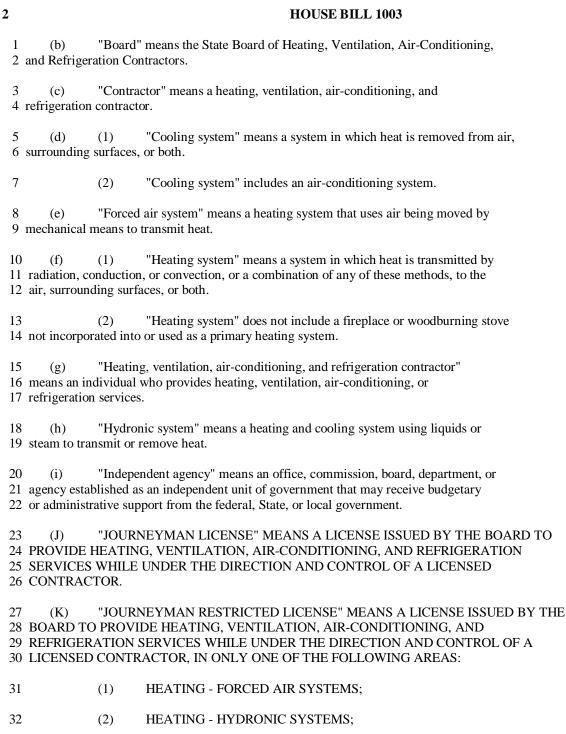
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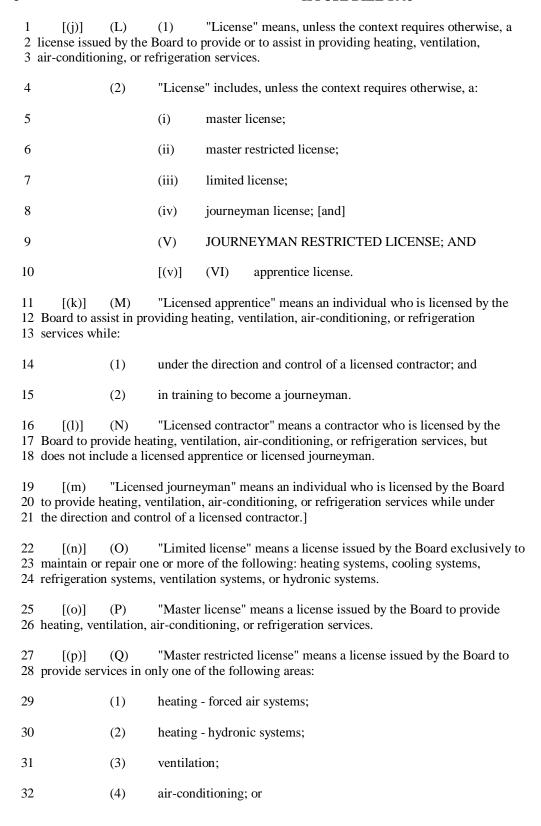
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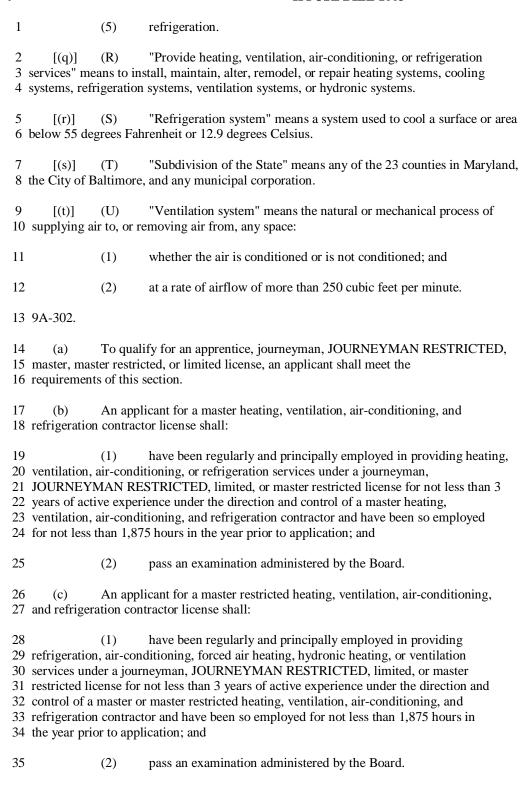
VENTILATION;

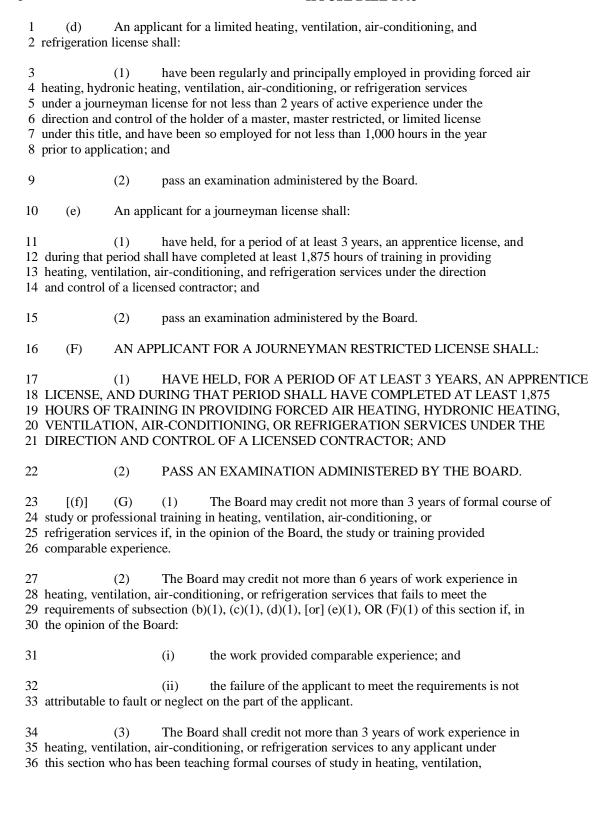
REFRIGERATION.

AIR-CONDITIONING; OR



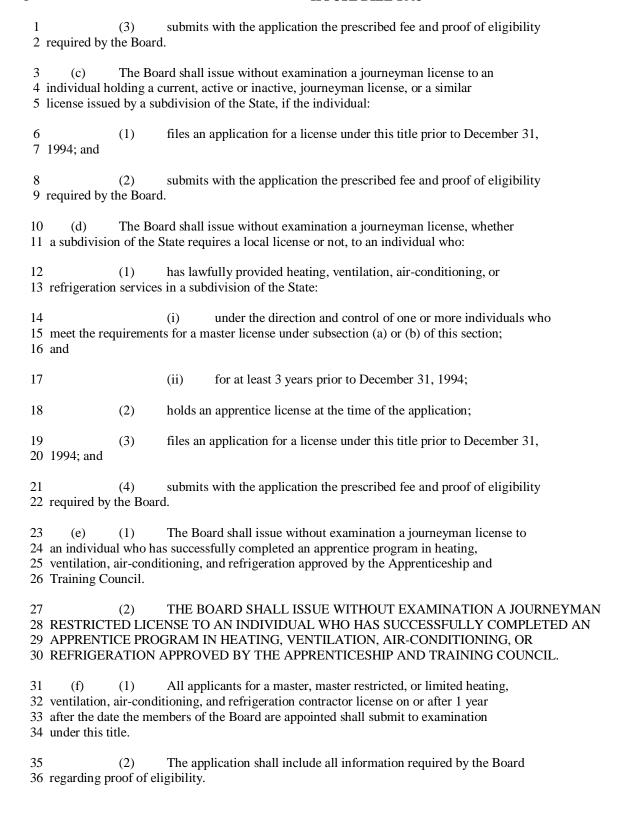


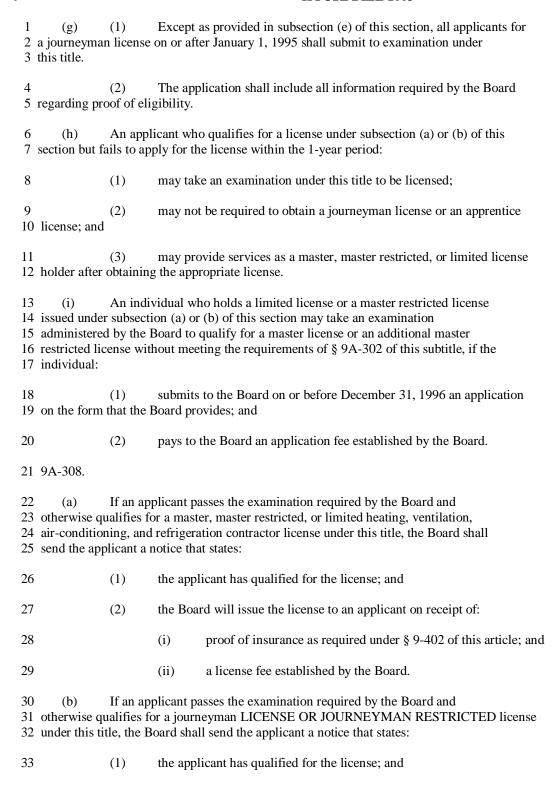


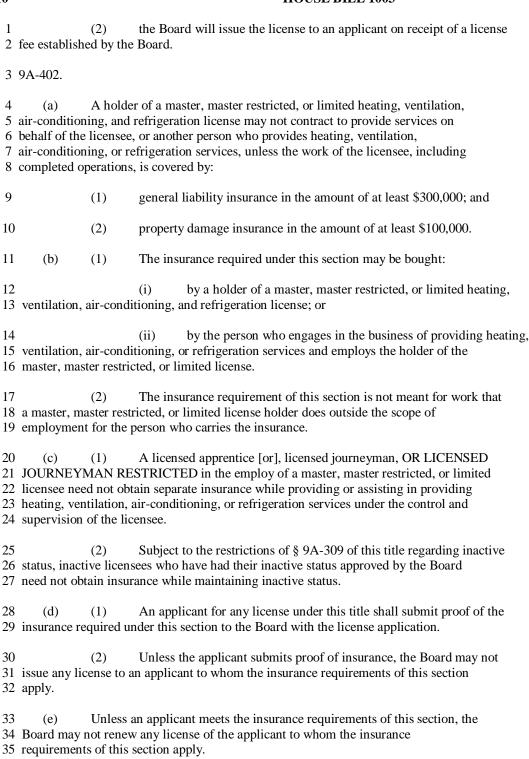


- 1 air-conditioning, or refrigeration services for purposes of satisfying the requirements 2 of subsections (b)(1), (c)(1), (d)(1), [or] (e)(1), OR(F)(1) of this section. 3 9A-304.
- 4 An applicant who otherwise qualifies for a license is entitled to be (a) 5 examined as provided in this section.
- The Board shall offer examinations to applicants at least twice annually, at 6 places within the State and at times that the Board determines.
- 8 The Board shall send written notice of the date, hour, and place of (c) examination to each applicant for a license who is required to pass the examination.
- 10 The Board shall determine the subjects, scope, and form of and the 11 passing score for examinations given under this title.
- 12 The Board shall provide examination questions that test the 13 competency and qualifications of the applicant.
- 14 An applicant for a master restricted, JOURNEYMAN RESTRICTED, or (e) 15 limited heating, ventilation, air-conditioning, and refrigeration contractor license 16 shall be examined only on subjects in which the applicant has the experience required under § 9A-302 of this title.
- 18 (f) To take an examination, an applicant shall pay to the Board or a testing 19 service chosen by the Board the examination fee set by the Board in an amount not to 20 exceed the cost of the examination.
- 21 (g) (1) The Board may use a testing service to administer the examinations 22 given under this title.
- 23 If the Board uses a testing service, the testing service, subject to 24 requirements set by the Board, may:
- 25 set the time and place of examinations; (i)
- 26 (ii) give qualified applicants notice of the time and place of
- 27 examinations; and
- 28 (iii) furnish any other information that the Board may require the
- 29 testing service to provide.
- 30 9A-305.
- 31 Subject to the limitations in subsections (b) and (c) of this section, on the
- affirmative vote of at least a majority of the authorized membership of the Board, the
- 33 Board may waive the examination requirements of this title for an individual who is
- 34 licensed in another state to provide heating, ventilation, air-conditioning, or
- 35 refrigeration services as a journeyman, JOURNEYMAN RESTRICTED, master, master

	restricted, or contractor.	stricted, or limited heating, ventilation, air-conditioning, and refrigeration ontractor.				
3	(b)	The Boa	The Board may grant a waiver under this section only if the applicant:			
4 5	title; and	(1)	pays the	appropriate application fee required by § 9A-207 of this		
6		(2)	provides	s adequate evidence that the applicant:		
7			(i)	meets the qualifications otherwise required by this title;		
8			(ii)	holds an active license in good standing in the other state;		
9			(iii)	holds a license that is equivalent to the State license; and		
12	(iv) became licensed in the other state after meeting, in that state, requirements that are at least equivalent to the licensing requirements of this State, including the number of years of work experience equivalent to the experience required under § 9A-302(b), (c), and (d) of this title.					
	The Board may grant a waiver only if the state in which the applicant is licensed waives the examination of licensees of this State to a similar extent as this State waives the examination requirements for individuals licensed in that state.					
17	9A-306.					
20 21	(a) The Board shall issue without examination a master, master restricted, or limited heating, ventilation, air-conditioning, and refrigeration contractor license to any licensee holding a current, active or inactive master, master restricted, or limited heating, ventilation, air-conditioning, and refrigeration contractor license, or a similar license issued by a subdivision of the State, if the licensee:					
23 24	(1) files an application for a license under this title by 1 year after the date that the members of the Board are appointed; and					
25 26	(2) submits with the application the prescribed fee and proof of eligibility required by the Board.					
29	(b) The Board shall issue without examination a master, master restricted, or limited heating, ventilation, air-conditioning, and refrigeration contractor license, whether a subdivision of the State requires a local license or not, to an individual who:					
			in a subc	fully provided heating, ventilation, air-conditioning, or division of the State for at least 5 years immediately the members of the Board are appointed;		
34 35	the date the	(2) members		application for a license under this title prior to 1 year after oard are appointed; and		







- 1 (f) A holder of a master, master restricted, or limited license shall give the
- 2 Board notice of the cancellation of insurance at least 10 days before the effective date
- 3 of the cancellation.
- 4 (g) If a county, municipal corporation, special taxing district, or other political
- 5 subdivision requires a master, master restricted, or limited heating, ventilation,
- 6 air-conditioning, and refrigeration license holder, or other person who engages in the
- 7 business of providing heating, ventilation, air-conditioning, and refrigeration
- 8 services, to execute a surety bond under local heating, ventilation, air-conditioning,
- 9 and refrigeration requirements, the person may satisfy the bond requirement by
- 10 submitting proof of the insurance required under this section.
- 11 (h) The Board shall specify on each license whether the license holder meets
- 12 the insurance requirements of this section.
- 13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
- 14 October 1, 1999.