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By: **Senator Haines**

Introduced and read first time: February 3, 1999

Assigned to: Economic and Environmental Affairs

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A BILL ENTITLED

1 AN ACT concerning

2 **Plumbers - Exception to License Requirement**

3 FOR the purpose of creating an exception to certain requirements for a license to  
4 provide plumbing services for individuals installing a heating, ventilation,  
5 air-conditioning, or refrigeration system if they are licensed by the State Board  
6 of Heating, Ventilation, Air-Conditioning, and Refrigeration Contractors and  
7 they have completed a training course certifying competence to work on that  
8 particular type of system.

9 BY repealing and reenacting, with amendments,  
10 Article - Business Occupations and Professions  
11 Section 12-301  
12 Annotated Code of Maryland  
13 (1995 Replacement Volume and 1998 Supplement)

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

16 **Article - Business Occupations and Professions**

17 12-301.

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

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

24 (3) Except as otherwise provided in this title, an individual shall be  
25 licensed by the Board to provide plumbing services or certified by the Board to  
26 provide propane gas services before the individual may provide propane gas services  
27 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] THIS section does not apply to an individual  
28 licensed by the State Board of Heating, Ventilation, Air-Conditioning, and  
29 Refrigeration Contractors while INSTALLING OR servicing an existing [propane gas  
30 appliance] HEATING, VENTILATION, AIR-CONDITIONING, OR REFRIGERATION  
31 SYSTEM if the individual has completed a [manufacturer's] training course certifying  
32 competence to work on that particular type of [appliance] SYSTEM.

33 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
34 October 1, 1999.