

SENATE BILL 350

C2

3lr0751
CF HB 270

By: ~~Senator Colburn~~ Senators Colburn, Dyson, Benson, Getty, Jacobs, Jennings, Kittleman, Klausmeier, Pipkin, and Shank

Introduced and read first time: January 24, 2013

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 5, 2013

CHAPTER _____

1 AN ACT concerning

2 **Electrical Inspectors and Plumbing Inspectors – Master License Required**

3 FOR the purpose of requiring a county or local government to employ as electrical
4 inspectors only individuals who hold, or have previously held within a certain
5 period of time under certain circumstances, a State license or local license, as
6 applicable, to provide electrical services as a master electrician or who are
7 certified by certain entities; requiring a county or local government to employ as
8 plumbing inspectors only individuals who hold a master plumber license issued
9 by certain entities; providing certain exceptions to certain requirements of this
10 Act; providing for the scope of certain provisions of this Act; providing for the
11 application of this Act; providing for a delayed effective date; and generally
12 relating to licensing requirements for electrical inspectors and plumbing
13 inspectors.

14 BY repealing and reenacting, without amendments,
15 Article – Business Occupations and Professions
16 Section 6–101(a), (g), (h), and (k) and 12–101(a) and (l)
17 Annotated Code of Maryland
18 (2010 Replacement Volume and 2012 Supplement)

19 BY repealing and reenacting, with amendments,
20 Article – Business Occupations and Professions
21 Section 6–313, 12–103, and 12–503
22 Annotated Code of Maryland

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



(2010 Replacement Volume and 2012 Supplement)

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

Article – Business Occupations and Professions

6–101.

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

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

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

(k) “State license” means a license that is issued by the State Board to a master electrician.

6–313.

(A) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A COUNTY OR LOCAL GOVERNMENT MAY EMPLOY AN INDIVIDUAL AS AN ELECTRICAL INSPECTOR ONLY IF THE INDIVIDUAL:

(I) HOLDS A STATE LICENSE OR LOCAL LICENSE, AS APPLICABLE;

(II) PREVIOUSLY HELD, WITHIN THE LAST 5 YEARS, A STATE LICENSE OR LOCAL LICENSE, AS APPLICABLE, THAT WAS NOT SUSPENDED OR REVOKED; OR

(III) IS CERTIFIED BY:

1. THE INTERNATIONAL CODE COUNCIL AS A COMBINATION INSPECTOR OR AS AN ELECTRICAL INSPECTOR FOR RESIDENTIAL OR COMMERCIAL BUILDINGS; ~~BY~~

2. THE NORTH AMERICAN BOARD OF CERTIFIED ENERGY PRACTITIONERS; OR

3. A CERTIFYING ENTITY THAT IS COMPARABLE TO THE ENTITY LISTED IN ITEM 1 OR 2 OF THIS ITEM.

1 **(2) PARAGRAPH (1) OF THIS SUBSECTION DOES NOT APPLY TO A**
2 **COUNTY OR LOCAL GOVERNMENT THAT USES CODE INSPECTORS OR**
3 **COMBINATION BUILDING CODE INSPECTORS TO CONDUCT ~~CONCURRENT~~**
4 **TRADE-SPECIFIC INSPECTIONS ON RESIDENTIAL OR COMMERCIAL BUILDINGS**
5 **TO DETERMINE COMPLIANCE WITH ADOPTED ELECTRICAL CODES ~~AND OR~~**
6 **RELATED BUILDING CODES.**

7 **[(a)] (B)** An individual may not have any financial interest in any electrical
8 business while employed by the State, a county, or a local government as an electrical
9 inspector.

10 **[(b)] (C)** (1) On appointment or employment as an electrical inspector,
11 the individual:

12 (i) shall place the State license of the individual on inactive
13 status; and

14 (ii) except for the renewal fee, shall meet the inactive status
15 requirements of § 6-311 of this subtitle.

16 (2) The State Board may issue an electrical inspector identification
17 card to an electrical inspector who has placed the State license on inactive status.

18 (3) The State Board may not charge a fee to issue the identification
19 card.

20 **[(c)] (D)** The State Board may change the status of an electrical inspector to
21 individual inactive status, if the electrical inspector:

22 (1) meets the inactive status requirements of § 6-311 of this subtitle;
23 and

24 (2) pays an inactive status fee of \$50.

25 **[(d)] (E)** On termination of the appointment or employment of an individual
26 as an electrical inspector, the State Board shall reactivate the State license of the
27 individual who is on inactive status, without examination, if the individual meets the
28 reactivation requirements for a State license under § 6-311(f) of this subtitle,
29 including payment of the reactivation fee.

30 12-101.

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

1 (1) (1) “Master plumber” means, unless the context requires otherwise, an
2 individual who is licensed by the Board to provide plumbing services and natural gas
3 services.

4 (2) “Master plumber” includes a master plumber gas fitter.

5 12-103.

6 (a) Except as expressly provided in §§ 12-305 [and], 12-307, AND
7 **12-503(B)** of this title, this title does not apply to Baltimore County.

8 (b) Except as expressly provided in §§ 12-305 [and], 12-307, AND
9 **12-503(B)** of this title, this title does not apply to areas of Montgomery and Prince
10 George’s counties that are under the jurisdiction of the Washington Suburban
11 Sanitary Commission.

12 12-503.

13 (a) Each individual whom the State, a county, or a local government appoints
14 or employs as a plumbing inspector shall:

15 (1) each year attend a continuing education course that the Board or,
16 with the approval of the Board, a county or local government conducts; and

17 (2) meet minimum standards that:

18 (i) adequately ensure that the plumbing inspector is qualified
19 to inspect in accordance with the State Plumbing Code;

20 (ii) are established:

21 1. by the county or local government in consultation
22 with the Board; or

23 2. if there is no standard established by the county or
24 local government, by the Board; and

25 (iii) are administered:

26 1. for a county or local government inspector, by the
27 county or local government that appoints or employs the inspector; and

28 2. for a State inspector, by the State.

29 **(B) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS**
30 **SUBSECTION, A COUNTY OR LOCAL GOVERNMENT MAY EMPLOY AN INDIVIDUAL**

1 AS A PLUMBING INSPECTOR ONLY IF THE INDIVIDUAL HOLDS A MASTER
 2 PLUMBER LICENSE ISSUED BY THE BOARD, THE BALTIMORE COUNTY
 3 PLUMBING BOARD, OR THE WASHINGTON SUBURBAN SANITARY COMMISSION.

4 (2) PARAGRAPH (1) OF THIS SUBSECTION DOES NOT APPLY TO A
 5 COUNTY OR LOCAL GOVERNMENT THAT USES COMBINATION BUILDING CODE
 6 INSPECTORS TO CONDUCT CONCURRENT TRADE-SPECIFIC INSPECTIONS ON
 7 RESIDENTIAL OR COMMERCIAL BUILDINGS TO DETERMINE COMPLIANCE WITH
 8 ADOPTED PLUMBING CODES AND BUILDING CODES IF THE COMBINATION
 9 BUILDING CODE INSPECTOR, AS PART OF THE INSPECTOR'S TRAINING, HAS
 10 PASSED;

11 (I) A MASTER PLUMBER EXAMINATION GIVEN ~~IN THE~~
 12 ~~STATE AS PART OF THE INSPECTOR'S TRAINING~~ BY THE BOARD, THE
 13 BALTIMORE COUNTY PLUMBING BOARD, OR THE WASHINGTON SUBURBAN
 14 SANITARY COMMISSION; OR

15 (II) THE PLUMBING INSPECTOR'S TEST ADMINISTERED BY
 16 THE BOARD.

17 [(b)] (C) An individual may not have any financial interest in any plumbing
 18 business while employed by the State, a county, or any local government as a
 19 plumbing inspector.

20 [(c)] (D) (1) On appointment or employment, the individual shall place
 21 the master plumber license, journey plumber license, or limited license on inactive
 22 status.

23 (2) The Board may issue a plumbing inspector identification card to a
 24 plumbing inspector who has placed the appropriate license on inactive status.

25 (3) On termination of the appointment or employment of an individual
 26 as a plumbing inspector, the Board shall reactivate the master plumber license,
 27 journey plumber license, or limited license of an individual who is on inactive status,
 28 without examination, if the individual:

29 (i) makes a written request to the Board; and

30 (ii) pays to the Board a reactivation fee of:

31 1. \$20, for a journey plumber or holder of a limited
 32 journey plumber license; or

33 2. \$50, for a master plumber or holder of a limited
 34 master plumber license.

1 [(d) (E)] The Board may impose a reasonable fee to cover the costs of
2 conducting the continuing education courses under subsection (a) of this section.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be
4 construed to apply only prospectively and may not be applied or interpreted to have
5 any effect on or application to any electrical inspector or plumbing inspector employed
6 by a county or local government before the effective date of this Act.

7 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
8 January 1, 2014.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.