

SECOND REGULAR SESSION

HOUSE BILL NO. 2239

99TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE MATHEWS.

6044H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal sections 324.920 and 324.925, RSMo, and to enact in lieu thereof two new sections relating to electrical contractors.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Sections 324.920 and 324.925, RSMo, are repealed and two new sections enacted in lieu thereof, to be known as sections 324.920 and 324.925, to read as follows:

324.920. 1. The applicant for a statewide electrical contractor's license shall satisfy the following requirements:

(1) Be at least twenty-one years of age;

(2) Provide proof of liability insurance in the amount of five hundred thousand dollars, and post a bond with each political subdivision in which he or she will perform work, as required by that political subdivision;

(3) Pass a standardized and nationally accredited electrical assessment examination that has been created and administered by a third party and that meets current national industry standards, as determined by the division;

(4) Pay for the costs of such examination; and

(5) Have completed one of the following:

(a) Twelve thousand verifiable practical hours installing equipment and associated wiring;

(b) Ten thousand verifiable practical hours installing equipment and associated wiring and have received an electrical journeyman certificate from a United States Department of Labor-approved electrical apprenticeship program;

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 (c) Eight thousand verifiable practical hours installing equipment and associated wiring
18 and have received an associate's degree from a state-accredited program; or

19 (d) Four thousand verifiable practical hours supervising the installation of equipment and
20 associated wiring and have received a four-year electrical engineering degree.

21 2. Electrical contractors who hold an electrical contractor **or master electrician**
22 **occupational or business** license in good standing that was issued by any ~~[authority]~~ **political**
23 **subdivision** in this state that ~~[required prior to]~~ **was valid and active on** January 1, 2018, ~~[the~~
24 ~~passing of a]~~ **shall be eligible for a statewide license if the applicant:**

25 (1) **Provides evidence of having passed a** standardized ~~[and nationally accredited]~~
26 written electrical assessment examination that is based upon the National Electrical Code **and**
27 **administered by an independent competent professional testing agency not affiliated with**
28 **a political subdivision or the state of Missouri;** ~~[and who have completed]~~

29 (2) **Provides evidence of** twelve thousand hours of verifiable practical experience ~~[shall~~
30 ~~be issued a statewide license]~~ **or evidence of having been licensed by any Missouri political**
31 **subdivision that requires examination as specified in subdivision (1) of this subsection as**
32 **an electrical contractor or master electrician for six of the previous eight calendar years;**
33 **and**

34 (3) **Provides proof of insurance as required by this chapter.**

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36 The provisions of this subsection shall apply only to electrical contractor licenses issued by a
37 political subdivision with the legal authority to issue such licenses.

38 3. ~~[Each]~~ **If a** corporation, firm, institution, organization, company, or representative
39 thereof ~~[engaging]~~ **desires to engage** in electrical contracting **licensed under this chapter, then**
40 **it** shall have in its employ, at a supervisory level, at least one electrical contractor who possesses
41 a statewide license in accordance with sections 324.900 to 324.945. A statewide licensed
42 electrical contractor shall represent only one firm, company, corporation, institution, or
43 organization at one time.

44 4. Any person operating as an electrical contractor in a political subdivision that does
45 not require the contractor to hold a local license, **or that operates as an electrical contractor**
46 **in a political subdivision that requires a local license possessed by that person,** shall not be
47 required to possess a statewide license under sections 324.900 to 324.945 to continue to operate
48 as an electrical contractor in such political subdivision.

49 5. The division may negotiate reciprocal agreements with other states, the District of
50 Columbia, or territories of the United States which require standards for licensure, registration,
51 or certification considered to be equivalent or more stringent than the requirements for licensure
52 under sections 324.900 to 324.945.

324.925. 1. [~~Political subdivisions shall not be prohibited from establishing their own local electrical contractor's license, but shall recognize a statewide license in lieu of a local license for the purposes of performing contracting work or obtaining permits to perform work within such political subdivision]~~ **No political subdivision shall require the holder of a statewide license to obtain a local business or occupational license that requires passing of any examination or any special requirements to assess proficiency or mastery of the electrical trades. The holder of a statewide license shall be deemed eligible to perform electrical contracting work and to obtain permits to perform said work from any political subdivision within the state of Missouri.**

2. If a political subdivision does not recognize a statewide license in lieu of a local license for the purposes of performing contracting work or obtaining permits to perform work within the political subdivision, then a statewide licensee may file a complaint with the division. The division shall perform an investigation into the complaint, and if the division finds that the political subdivision failed to recognize a statewide license in accordance with this section, then the division shall notify the political subdivision that the political subdivision has violated the provisions of this section and has thirty days to comply with the law. If after thirty days the political subdivision still does not recognize a statewide license, then the division shall notify the director of the department of revenue who shall withhold any moneys the noncompliant political subdivision would otherwise be entitled to from local sales tax as defined in section 32.085 until the director has received notice from the division that the political subdivision is in compliance with this section. Upon the political subdivision coming into compliance with the provisions of this section, the division shall notify the director of the department of revenue who shall disburse all funds held under this subsection. Moneys held by the director of the department of revenue under this subsection shall not be deemed to be state funds and shall not be commingled with any funds of the state.

3. The provisions of this section shall not prohibit any political subdivision in this state from:

- (1) Enforcing any code or law contained in this section;
- (2) Implementing an electrical code based upon the National Electrical Code;
- (3) Issuing an electrical contractor license or communication contractor license valid for that political subdivision;
- (4) Requiring a business license to perform electrical contracting work;
- (5) Issuing electrical contracting permits;
- (6) Enforcing codes of the political subdivision;
- (7) Inspecting the work of a statewide license holder; and

36 (8) Licensing electricians provided that such licenses are based upon professional
37 experience and passage of a nationally accredited Electrical Assessment Examination that is
38 administered on a routine and accessible schedule.

39 4. Political subdivisions that do not have the authority to issue or require electrical
40 licenses prior to August 28, 2017, shall not be granted such authority under the provisions of this
41 section.

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