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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2009

A N A C T

RELATING TO BUSINESSES AND PROFESSIONS - TRADE LICENSE RENEWAL
SCHEDULES

Introduced By: Senator Francis T. Maher

Date Introduced: February 12, 2009

Referred To: Senate Labor

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 5-20-23 of the General Laws in Chapter 5-20 entitled "Plumbers
2 and Irrigators" is hereby amended to read as follows:

3 **5-20-23. Expiration and renewal of licenses -- Penalties for violation of section. --** (a)
4 ~~All licenses of master plumbers and master irrigators and journeyman plumbers or~~
5 ~~journeyman irrigators issued by the division of professional regulation shall expire on the~~
6 ~~birthday of the individual qualifying for the license and may be renewed on or before that date for~~
7 ~~a period of one year, upon payment of the appropriate renewal fee.~~

8 All licenses issued by the division of professional regulation for master plumbers and
9 master irrigators and journeyman plumbers or journeyman irrigators born in odd years shall
10 expire on the birthday of the individual qualifying for the license in odd years and all licenses of
11 master plumbers and master irrigators and journeyman plumbers or journeyman irrigators
12 born in even years shall expire on the birthday of the individual qualifying for the license in even
13 years and all licenses may be renewed on or before their expiration date upon payment of the
14 appropriate renewal fee.

15 (b) Any master plumber or master irrigator who fails to renew his or her license as
16 provided in subsection (a) of this section may be reinstated by the department on or after the
17 renewal date for a period of ~~one year~~ two (2) years, upon payment of the current biennial renewal
18 fee of ~~one hundred twenty dollars (\$120)~~ two hundred forty dollars (\$240) plus outstanding

1 license fees and a twelve dollar (\$12.00) per month administrative assessment fee for he
2 delinquency period.

3 (c) Every certificate of license of a journeyman plumber or journeyman irrigator
4 issued by the department is renewed on or before the licensee's second birthday ~~next~~ following
5 the date of issuance upon payment of a biennial renewal fee of ~~thirty-six dollars (\$36.00)~~ seventy-
6 two dollars (\$72.00).

7 (d) Any journeyman plumber or journeyman irrigator who fails to renew his or her
8 license as provided in subsection (a) of this section may be reinstated by the department on or
9 after the renewal date for a period of ~~one year~~ two (2) years upon payment of the current biennial
10 renewal fee of ~~thirty-six dollars (\$36.00)~~ seventy-two dollars (\$72.00) plus outstanding license
11 fees and a twelve dollar (\$12.00) per month administrative assessment fee for the delinquency
12 period.

13 (e) Notwithstanding any other provisions of this chapter, any license issued under this
14 chapter which is not renewed within two (2) years of the date of its expiration is deemed to be
15 forfeited, and the person to whom the license has been issued is required to make written
16 application for an examination prior to the issuance of a new license.

17 SECTION 2. Sections 5-70-14 and 5-70-16 of the General Laws in Chapter 5-70 entitled
18 "Telecommunications" are hereby amended to read as follows:

19 **5-70-14. Renewal of licenses.** -- (a) Application for renewal of a license must be
20 received by the licensing authority, through the department of labor and training, division of
21 professional regulation, on a form provided by the licensing authority no less than thirty (30) days
22 prior to the expiration date of the license, subject to the right of the licensing authority to permit
23 late filing upon good cause shown.

24 (b) The licensing authority may refuse to renew a license for any of the grounds stated in
25 this chapter and it shall promptly notify the licensee of its intent to refuse to renew the license.
26 The licensee may, within fifteen (15) days after receipt of the notice of intent to refuse to renew a
27 license, request a hearing on that refusal in the manner prescribed in this chapter. A licensee shall
28 be permitted to continue to engage in the business permitted by the license while its renewal
29 application is pending.

30 (c) Every certificate ~~shall expire on the anniversary of the applicant's birth the year~~
31 ~~following its issuance~~ issued by the division of professional regulation to license holders born in
32 odd years shall expire on the birthday of the individual qualifying for the license in odd years and
33 all licenses issued by the division of professional regulation to license holders born in even years
34 shall expire on the birthday of the individual qualifying for the license in even years. An

1 individual may renew his or her license by payment of the required [biennial](#) renewal fee. An
 2 individual who fails to renew his or her license prior to the date may not renew his or her license
 3 after this except upon payment of the [biennial](#) renewal fee and the additional fee required by this
 4 chapter.

5 **5-70-16. Fees.** -- (a) The fees shall be paid by an applicant for filing an application for
 6 examination, for the examination, for ~~annual~~ [biennial](#) renewal, for renewal of an expired
 7 certificate, or for issuance of a duplicate certificate shall be in accordance with a section entitled
 8 "Fees", of the ~~bylaws of the board~~ [regulations of the department of labor and training](#).

9 (b) All fee or other monies collected under the provisions of this chapter shall be paid to
 10 and received by the general treasurer who shall keep those monies in a separate fund administered
 11 by the department of labor and training pursuant to section 28-22-1.1. All monies in the fund shall
 12 be used to reimburse the board for expenses incurred in the administration and enforcement of
 13 this chapter. The controller is authorized and directed to draw his or her orders upon the general
 14 treasurer for payment from the fund, upon receipt by the controller of vouchers authenticated by
 15 the chairperson or secretary of the board.

16 (c) A holder of an electrical contractor's license, certificate A issued by this state who
 17 has submitted the appropriate application shall be issued a TSC license without an additional
 18 license fee other than that assessed for the electrical contractor's license, certificate A. This shall
 19 remain an ongoing practice and does not have any grandfathering restrictions placed on it. The
 20 TSC license shall run concurrent with the electrical contractor's license. The TSC license shall be
 21 separable from and is subject to enforcement by this board.

22 SECTION 3. Section 28-27-17 of the General Laws in Chapter 28-27 entitled
 23 "Mechanical Trades" is hereby amended to read as follows:

24 **28-27-17. Test fees -- License fees -- Expiration and renewal of licenses.** -- (a) All
 25 licenses issued to the pipefitters/refrigeration technicians and fire protection sprinkler
 26 contractor/sprinkler fitters and sheet metal contractor or journeyman sheet metal worker
 27 detailed in this section shall be paid for as follows:

		TWO YEAR		
	TEST	LICENSE	RENEWAL	
30	Master Mechanical Contractor	-	240.00 480.00	480.00
31		75.00	120.00 240.00	120.00 240.00
32	Pipefitter Master I	75.00	120.00 240.00	120.00 240.00
33	Pipefitter Master II	75.00	48.00 96.00	48.00 96.00
34	Refrigeration Master I	75.00	120.00 240.00	120.00 240.00

1	Refrigeration Master II	75.00	48.00 <u>96.00</u>	48.00 <u>96.00</u>
2	Pipefitter Journeyman I	75.00	36.00 <u>72.00</u>	36.00 <u>72.00</u>
3	Pipefitter Journeyman II	75.00	30.00 <u>60.00</u>	30.00 <u>60.00</u>
4	Refrigeration Journeyman I	75.00	36.00 <u>72.00</u>	36.00 <u>72.00</u>
5	Refrigeration Journeyman II	75.00	30.00 <u>60.00</u>	30.00 <u>60.00</u>
6	Apprentices (<u>annual fee</u>)	-	24.00	24.00
7	Fire Protection Sprinkler			
8	Fitters Master I	75.00	120.00 <u>240.00</u>	120.00 <u>240.00</u>
9	Fire Protection Sprinkler			
10	Fitters Journeyman I	75.00	36.00 <u>72.00</u>	36.00 <u>72.00</u>
11	Sheet Metal Contractor	75.00	120.00 <u>240.00</u>	120.00 <u>240.00</u>
12	Sheet Metal Worker			
13	Journeyman	75.00	36.00 <u>72.00</u>	36.00 <u>72.00</u>

14 (b) Apprenticeship renewal fees shall be paid on an annual basis.

15 (c) Every license issued by the division of professional regulation ~~is renewable on the~~
16 ~~licensee's birthdate~~ to license holders born in odd years shall expire on the birthday of the
17 individual qualifying for the license in odd years and all licenses issued by the division of
18 professional regulation to license holders born in even years shall expire on the birthday of the
19 individual qualifying for the license in even years and all licenses may be renewed on or before
20 their expiration date, upon payment of the appropriate fee. If any credit is due in the initial
21 changeover year the amount of credit is determined by the chief administrator of the division.

22 SECTION 4. Section 5-6-16 of the General Laws in Chapter 5-6 entitled "Electricians" is
23 hereby amended to read as follows:

24 **5-6-16. License fees.** – (a) All licenses issued by the division of professional regulation
25 for master electricians, all limited license electricians and all journeyman electricians born in
26 odd years shall expire on the birthday of the individual qualifying for the license in odd years and
27 all license of master electricians, all limited license electricians and all journeyman electricians
28 born in even years shall expire on the birthday of the individual qualifying for the license in even
29 years and all licenses may be renewed on or before their expiration date upon payment of the
30 appropriate biennial renewal fee.

31 (b) A fee of ~~one hundred twenty dollars (\$120)~~ two hundred forty dollars (\$240) shall be
32 paid by each applicant for an electrical contractor's license Class A; ~~thirty six dollars (\$36.00)~~
33 seventy-two dollars (\$72.00) for a journeyman electrician's license Class B; ~~one hundred~~
34 ~~twenty dollars (\$120)~~ two hundred forty dollars (\$240) for a limited premises license Class C;

1 ~~one hundred twenty dollars (\$120)~~ two hundred forty dollars (\$240) for an oil burner contractor's
2 license Class E; ~~thirty six dollars (\$36.00)~~ seventy-two dollars (\$72.00) for an oil burner person's
3 license Class F; ~~one hundred twenty dollars (\$120)~~ two hundred forty dollars (\$240) for a fire
4 alarm contractor's license Class AF; ~~thirty six dollars (\$36.00)~~ seventy-two dollars (\$72.00) for a
5 fire alarm installer's license Class BF; ~~one hundred twenty dollars (\$120)~~ two hundred forty
6 dollars (\$240) for an electrical sign contractor's license SCF; ~~thirty six dollars (\$36.00)~~ seventy-
7 two dollars (\$72.00) for a sign installer's license Class CF; and ~~one hundred twenty dollars (\$120)~~
8 two hundred forty dollars (\$240) for a limited maintenance license Class D.

9 A fee of ~~one hundred twenty dollars (\$120)~~ two hundred forty dollars (\$240) shall be
10 paid by each applicant for a lightning protection contractor's license Class LPC.

11 A fee of ~~thirty six dollars (\$36.00)~~ seventy-two dollars (\$72.00) shall be paid by each
12 applicant for a lightning protection installer's license LPI.

13 SECTION 5. Sections 28-26-9 and 28-26-10 of the General Laws in Chapter 28-26
14 entitled "Hoisting Engineers" are hereby amended to read as follows:

15 **28-26-9. Renewal of license.** -- Licenses shall expire ~~annually or biannually~~ biennially
16 on a fixed date or on the licensee's birthday, as the board may provide in rules and regulations.
17 Upon application, the person to whom a license is issued under this chapter shall be entitled to a
18 renewal, unless the division for a cause named in section 28-26-8 and upon notice and hearing
19 shall refuse renewal. Refusal shall have approval of the director.

20 **28-26-10. License fees.** -- Each applicant for an examination for a license as an engineer
21 shall pay to the division at the time of application a fee of seventy-five dollars (\$75.00), and for
22 each license or renewal of a license a fee at the ~~annual~~ biennial rate of ~~forty eight dollars (\$48.00)~~
23 ninety-six dollars (\$96.00) for a full license, ~~forty two dollars (\$42.00)~~ eighty-four dollars
24 (\$84.00) for a hoisting license, ~~thirty six dollars (\$36.00)~~ seventy-two dollars (\$72.00) for an
25 excavating license, and ~~thirty (\$30.00)~~ sixty dollars (\$60.00) for a limited license, these fees to be
26 deposited as general revenues.

27 SECTION 6. This act shall take effect upon passage; provided, that for persons born in an
28 even year, the provisions of sections 1 through 5 inclusive shall be applied to such persons as of
29 January 1, 2010; for persons born in an odd year, the provisions of sections 1 through 5 inclusive
30 shall be applied to such persons as of January 1, 2011.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
A N A C T
RELATING TO BUSINESSES AND PROFESSIONS - TRADE LICENSE RENEWAL
SCHEDULES

1 This act would amend the renewal schedules for mechanical, plumbing and irrigating and
2 telecommunications license holders from annual registration to biennial registration. The system
3 would stagger renewals such that licenses held by license holders whose birthdays fall on even
4 years expire on the license holder's birthday in even years and licenses held by license holders
5 whose birthdays fall on odd years expire on the license holder's birthday in odd years. This act
6 would also amend the license fee payments to reflect the biennial registration.

7 This act would take effect upon passage; provided, that for persons born in an even year,
8 the provisions of sections 1 through 5 inclusive would be applied to such persons as of January 1,
9 2010; for persons born in an odd year, the provisions of sections 1 through 5 inclusive would be
10 applied to such persons as of January 1, 2011.

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