

State of Minnesota

HOUSE OF REPRESENTATIVES**Unofficial Engrossment**

House Engrossment of a Senate File

EIGHTY-SEVENTH SESSION

S. F. No. 2324

Senate Author(s): Pederson, Gerlach, Sparks and Tomassoni

House Action

04/05/2012 Companion to House File No. 2732. (Authors: Sanders; Dill; Anderson, S., and Rukavina)

Read First Time and Referred to the Committee on Ways and Means

04/17/2012 Adoption of Report: Pass as Amended and Read Second Time

1.1 A bill for an act
 1.2 relating to occupational licensing; modifying electrical licenses; amending
 1.3 Minnesota Statutes 2010, sections 326B.31, subdivision 14, by adding
 1.4 subdivisions; 326B.33, subdivisions 17, 19, by adding a subdivision.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2010, section 326B.31, subdivision 14, is amended to
 1.7 read:

1.8 Subd. 14. **Contractor.** "Contractor" means a person who performs or offers to
 1.9 perform any electrical work, with or without compensation, who is licensed as a contractor
 1.10 by the commissioner. A contractor's license does not of itself qualify its holder to perform
 1.11 or supervise the electrical work authorized by holding any class of electrician's or other
 1.12 personal license. Contractor includes electrical contractors, satellite system contractors,
 1.13 and technology system contractors.

1.14 Sec. 2. Minnesota Statutes 2010, section 326B.31, is amended by adding a subdivision
 1.15 to read:

1.16 Subd. 31. **Satellite broadcast communication system.** "Satellite broadcast
 1.17 communication system" means antenna and receiving equipment for a residential dwelling
 1.18 to receive and transmit communication signals from satellite sources as covered by
 1.19 the National Electrical Code. Satellite broadcast communication system is a subset of
 1.20 technology circuits and systems.

1.21 Sec. 3. Minnesota Statutes 2010, section 326B.31, is amended by adding a subdivision
 1.22 to read:

2.1 Subd. 32. **Satellite system installer.** "Satellite system installer" means an individual
2.2 having the necessary training, knowledge, and experience to plan, lay out, supervise,
2.3 and install, maintain, and repair wiring, apparatus, and equipment for satellite broadcast
2.4 communication systems.

2.5 Sec. 4. Minnesota Statutes 2010, section 326B.31, is amended by adding a subdivision
2.6 to read:

2.7 Subd. 33. **Satellite system contractor.** "Satellite system contractor" means a
2.8 licensed contractor whose responsible licensed individual is a licensed satellite system
2.9 installer.

2.10 Sec. 5. Minnesota Statutes 2010, section 326B.33, is amended by adding a subdivision
2.11 to read:

2.12 Subd. 7a. **Satellite system installer.** (a) Except as otherwise provided by law, no
2.13 individual shall install, alter, repair, plan, lay out, or supervise the installing, altering,
2.14 repairing, planning, or laying out of electrical wiring, apparatus, or equipment for satellite
2.15 broadcast communication systems unless:

2.16 (1) the electrical work is for a licensed contractor and the individual is an employee,
2.17 partner, or officer of, or is the licensed contractor; and

2.18 (2)(i) the individual provides certification to the department demonstrating
2.19 successful completion of the National Standards and Testing Program for satellite system
2.20 installers sponsored by the Satellite Broadcasting and Communications Association of
2.21 America, Inc. or other program approved by the board and (ii) has passed an examination
2.22 administered by the commissioner.

2.23 (b) Individuals who fulfill the requirements of this subdivision under paragraph (a),
2.24 clause (2), are prohibited from performing any other function allowed under the power
2.25 limited technician license.

2.26 (c) Satellite system installers shall be subject to the fees provided for under section
2.27 326B.33, subdivision 19, paragraph (b), clause (2).

2.28 (d) Satellite system installers must attain four hours of continuing education under
2.29 rules adopted by the Board of Electricity.

2.30 Sec. 6. Minnesota Statutes 2010, section 326B.33, subdivision 17, is amended to read:

2.31 **Subd. 17. Employment of master electrician, satellite system installer, or power**
2.32 **limited technician.** (a) Each contractor must designate a responsible master electrician,
2.33 satellite system installer, or power limited technician, who shall be responsible for the

3.1 performance of all electrical work in accordance with the requirements of sections
3.2 326B.31 to 326B.399, all rules adopted under these sections, and all orders issued under
3.3 section 326B.082. The classes of work that a licensed contractor is authorized to perform
3.4 shall be limited to the classes of work that the responsible master electrician, satellite
3.5 system installer, or power limited electrician is licensed to perform.

3.6 (b) When a contractor's license is held by an individual, sole proprietorship,
3.7 partnership, limited liability company, or corporation and the individual, proprietor,
3.8 one of the partners, one of the members, or an officer of the corporation, respectively,
3.9 is not the responsible master electrician or power limited technician, all requests for
3.10 inspection shall be signed by the responsible master electrician, satellite system installer,
3.11 or power limited technician. If the contractor is an individual or a sole proprietorship, the
3.12 responsible licensed individual must be the individual, proprietor, or managing employee.
3.13 If the contractor is a partnership, the responsible licensed individual must be a general
3.14 partner or managing employee. If the licensed contractor is a limited liability company,
3.15 the responsible licensed individual must be a chief manager or managing employee. If
3.16 the contractor is a corporation, the responsible licensed individual must be an officer or
3.17 managing employee. If the responsible licensed individual is a managing employee, the
3.18 responsible licensed individual must be actively engaged in performing electrical work on
3.19 behalf of the contractor, and cannot be employed in any capacity as an electrician, installer,
3.20 or technician by any other contractor or employer designated in subdivision 21. An
3.21 individual may be the responsible licensed individual for only one contractor or employer.

3.22 (c) All applications and renewals for contractor licenses shall include a verified
3.23 statement that the applicant or licensee has complied with this subdivision.

3.24 Sec. 7. Minnesota Statutes 2010, section 326B.33, subdivision 19, is amended to read:

3.25 Subd. 19. **License, registration, and renewal fees; expiration.** (a) Unless
3.26 revoked or suspended under this chapter, all licenses issued or renewed under this section
3.27 expire on the date specified in this subdivision. Master licenses expire March 1 of each
3.28 odd-numbered year after issuance or renewal. Electrical contractor licenses expire March
3.29 1 of each even-numbered year after issuance or renewal. Technology system contractor
3.30 and satellite system contractor licenses expire August 1 of each even-numbered year after
3.31 issuance or renewal. All other personal licenses expire two years from the date of original
3.32 issuance and every two years thereafter. Registrations of unlicensed individuals expire
3.33 one year from the date of original issuance and every year thereafter.

3.34 (b) For purposes of calculating license fees and renewal license fees required under
3.35 section 326B.092:

4.1 (1) the registration of an unlicensed individual under subdivision 12 shall be
4.2 considered an entry level license;

4.3 (2) the following licenses shall be considered journeyman licenses: Class A
4.4 journeyman electrician, Class B journeyman electrician, Class A installer, Class B
4.5 installer, elevator constructor, lineman, maintenance electrician, satellite system installer,
4.6 and power limited technician;

4.7 (3) the following licenses shall be considered master licenses: Class A master
4.8 electrician, Class B master electrician, and master elevator constructor; and

4.9 (4) the following licenses shall be considered business licenses: Class A electrical
4.10 contractor, Class B electrical contractor, elevator contractor, satellite system contractor,
4.11 and technology systems contractor.

4.12 (c) For each filing of a certificate of responsible person by an employer, the fee is
4.13 \$100.

4.14 Sec. 8. **EFFECTIVE DATE.**

4.15 Sections 1 to 7 are effective October 1, 2012.