

H B

7 4 1

HOUSE

FURTHER: FINANCE

(5)

2/8/82

Date: 2-3-82

Mr. Speaker:

The Committee on LABOR & COMMERCE has had HB 741

"An Act relating to certificates of fitness."

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for _____ same title
 new title
- and recommends _____
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

P. B. ...
Lance ...
Dr. ...

MEMBERS HAVING
OTHER RECOMMENDATIONS:

...
...

Lance ...
 CHAIRMAN

of fitness

NOTE Work Dept of C.S
has been rec'd.

CS rec'd. 7/1/82
F/N requested

Date Introduced 2-8-82

H Rec'd. 2-8-82

Referrals Finance

Comm. Hearing 3-3-82 - Passed with amendment / Sent to legal services for finalizer.

Comm Action

3/9/82 sent to chief clerk's office @ 9:25 A.M.

3-10-82 Judy Knight pending a revised F/N to Finance.

STATE OF ALASKA
THE LEGISLATURE

POUCH Y - STATE CAPITOL
JUNEAU ALASKA 99811
907-465-3800

LEGISLATIVE AFFAIRS AGENCY

MEMORANDUM

March 5, 1982

SUBJECT: Certificates of fitness
(CSHB 741)

TO: Representative Terry Martin
Chairman, House Labor and
Commerce Committee

FROM: Diane T. Colvin *DTC*
Legislative Counsel

You submitted to us a request for a Committee Substitute for HB 741, incorporating certain amendments approved by the Labor and Commerce Committee. It is not clear to me, after reviewing the draft you submitted and discussing the draft with your staff, the intent of the committee in regard to certificate renewal. It appears that you intend that a certificate be valid for a period of five years and when that period expires, to require the certificate holder to apply for a new certificate rather than simply renewing the certificate. I have drafted the CS accordingly.

*JOAN
did you
JEFF*

If this is not your intent, please contact us and we will prepare another draft for your review.

DTC:ljb

Enclosure

Colvin ✓

Original sponsor: Labor and Commerce
Committee

BY THE LABOR AND
COMMERCE COMMITTEE

1 IN THE HOUSE

2 CS FOR HOUSE BILL NO. 741 (L&C)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to certificates of fitness."

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

8 * Section 1. AS 18.62.010 is amended to read:

9 Sec. 13.62.010. CERTIFICATE OF FITNESS REQUIRED. A person may not
10 perform, nor may a person employ another person to perform, work [IN
11 CONNECTION WITH WORK PERFORMED] subject to the standards established in
12 AS 18.60.580 and 18.60.705 [, A PERSON MAY NOT BE EMPLOYED] without a
13 valid certificate of fitness to perform the work, except that a certifi-
14 cate of fitness may not be required of employees of an electric utility
15 which does not have within its service area any portion of a city, ^{or}
16 unified municipality having more than ^{1,000} 2,500 population.

17 * Sec. 2. AS 18.62.030 is amended to read:

18 Sec. 18.62.030. FEE. An applicant shall pay a [AN INITIAL] fee of
19 \$50 at the time of [\$15 WITH HIS] application.

20 * Sec. 3. AS 18.62.040 is amended to read:

21 Sec. 18.62.040. DURATION OF CERTIFICATE. The department may
22 cancel a certificate for cause. [^{public protection for quality} Certificates, if not cancelled for
23 cause, are ^{renewable} renewable upon payment of a [AN ANNUAL RENEWAL] fee of
24 \$15 once every ^{two} [three] years [\$5].]

25 * Sec. 4. AS 18.62.060 is amended to read:

26 Sec. 18.62.060. POWER OF THE DEPARTMENT. The department shall
27 issue orders [, RULES] and adopt regulations necessary to carry out the
28 purposes of this chapter.

29 * Sec. 5. AS 18.62.070 is amended by adding a new section to read:

1 Sec. 18.62.075. EXEMPTION FOR WORK ON RESIDENCE. Nothing in this
2 chapter prohibits a person from performing electrical or plumbing work
3 on that person's single-family residence. if the work is performed in
4 accordance with the standards established in AS 18.60.580 and in AS 18.-
5 60.705.

6 * Sec. 6. AS 18.62.050(b) is repealed.
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STATE OF ALASKA
THE LEGISLATURE

POUCH Y - STATE CAPITOL
JUNEAU, ALASKA 99811
907-465-3800

LEGISLATIVE AFFAIRS AGENCY

M E M O R A N D U M

December 29, 1981

SUBJECT: Amendments relating to certificates of
fitness (Work Order No. 12-2186)

TO: Representative Terry Martin, Chairman
House Labor and Commerce Committee
Attn: Ray Tyson, A.A.

FROM: Diane T. Colvin
Legislative Counsel

You asked us to draft a bill incorporating certain amendments to Chapter 62, Certificates of Fitness. The draft you submitted to us was not prepared by this office. The attached draft bill which we prepared follows closely, with one exception, your draft. We have made minor changes in wording for purposes of uniformity and clarity.

The exception referred to is sec. 5 of the draft you submitted. It added a new subsection to AS 18.62.070 to exempt from Chapter 62 persons who perform plumbing work on their own homes. This is not incorporated in the attached draft bill because it is already provided by law. AS 18.60.715(c) reads as follows:

Nothing in secs. 705 - 740 of this chapter prohibits a person from performing plumbing work on his own property.

This exemption is contained in Chapter 60, Article 8, Plumbing Code. This is a more appropriate place for an exemption of this type than in Chapter 62.

If for some reason this exemption does not meet your requirements, or, if you believe AS 18.60.715(c) should be amended, please let us know.

DTC:ljb

Attachment

THE LEGISLATURE OF THE STATE OF ALASKA

TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. House Bill 741

Title "An Act relating to Certificate of Fitness"

Requested by Labor and Commerce Committee

Date 3/3/82

II. FISCAL DETAIL

Agency Affected Labor

Program Category Affected Public Protection

BRU, Program, or Subprogram(s) Affected Labor Standards and Safety

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	0	0	0	0	0	0

FUNDING (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Fund Source)						
Program Receipts	0	38.0*	38.0	38.0	38.0*	38.0

POSITIONS

FULL TIME	0	0	0	0	0	0
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

The initial fee for Certificate of Fitness for plumbers and electricians will be increased by \$35. The current new applications for both plumbers and electricians average 760 per year. This average number of new applications is used for our projection.

Assumes and effective date of July 1, 1982.

*The impact of this bill is estimated to generate \$56.3 in revenues in FY '83 and FY '86. It is anticipated that the renewal fees will average out for the next five years.

IV. DATE 3/3/82

PREPARED BY Nico Bus

AGENCY Department of Labor

PHONE 465-2720

Original: Legislative Finance

cc: Budget and Management

Prime Sponsor (First Legislator Named)

Certificates
of Fitness
(plumbers &
electricians)

HOUSE BILL NO. 741, by the Labor & Commerce Committee.
Amends statutes governing the issuance of Certificates of Fitness for plumbers and electricians.

Clarifies language in AS 18.62.010 stating when a certificate is required. Currently reads: "In connection with work performed subject to the standards established in AS 18.60.580 [minimum electrical standards] and 18.60.705 [plumbing code], a person may not be employed without a certificate of fitness . . ." Would be amended to read: "A person may not perform, nor may a person employ another person to perform, work subject to the standards in AS 18.60.580 and 18.60.705 without a valid certificate of fitness . . ."

Would increase application fee from \$15 to \$50 (amends AS 18.62.030, Fee) and would change renewal period from once a year (\$5 fee) to once every three years (\$15 fee).

Amends the powers of the Department of Labor in AS 18.62.060 by deleting the power to issue rules necessary to carry out the purposes of chapter (Dept. may still issue orders and adopt regulations).

HB 741 (cont'd)

Repeals AS 18.62.050(b) which allows the Department to issue Certificates of Fitness without an examination for those who can prove that they were engaged in their trade in Alaska for at least one year prior to January 1, 1973.

Does not provide for an effective date.

Introduced February 8 and referred to Labor & Commerce and Finance.