

HOUSE BILL No. 2666

By Committee on Commerce and Economic Development

2-8

1 AN ACT concerning experience requirements for certain contractors;
2 amending K.S.A. 2011 Supp. 12-1509, 12-1526 and 12-1542 and
3 repealing the existing sections.
4

5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2011 Supp. 12-1509 is hereby amended to read as
7 follows: 12-1509. (a) Any county or city requiring the licensure of
8 plumbers practicing within the county or city may conduct examinations
9 designated by K.S.A. 12-1508, and amendments thereto, for the purpose of
10 determining the competency of applicants for such licensure and shall not
11 be allowed to ask further questions not designated on such examination.
12 The board of county commissioners of such county or the governing body
13 of such city shall adopt rules and regulations: (1) Governing the conduct
14 and grading of such examinations; (2) prescribing a minimum score of
15 75% for passage of examinations; (3) fixing a uniform fee to be charged
16 all applicants taking each such examination; and (4) requiring all persons
17 receiving such license annually to obtain not less than 12 hours biennially
18 or six hours annually of continuing education approved by such local
19 governing body. Not less than six hours biennially or three hours annually
20 shall consist of code education. Continuing education may be provided by
21 the local governing body, a nationally recognized trade association,
22 community college, technical school, technical college or other provider
23 approved by the local governing body. All hours of education shall consist
24 of training relative to construction, maintenance and code update training.
25 Neither the county commission nor the governing body of such city shall
26 impose any restriction on the number of providers of such continuing
27 education.

28 (b) The certificate of competency received by any person who
29 *completes the experience requirements specified in subsection (e) and who*
30 *successfully passes an examination designated by K.S.A. 12-1508, and*
31 *amendments thereto, shall be valid proof of competency for licensure,*
32 *without additional examination, in any county or city of the state which*
33 *requires licensure of plumbers practicing within such county or city. The*
34 *county or city shall issue the appropriate license certificate to any*
35 *applicant therefor who presents such a certificate of competency and who*
36 *demonstrates that such applicant has met the experience requirements*

1 *specified in subsection (e).* The county or city shall fix a uniform fee to be
2 charged all such applicants for licensure.

3 (c) All new licenses issued by a county or city upon the basis of
4 successful passage of an examination designated by K.S.A. 12-1508, and
5 amendments thereto, shall bear a distinctive notation identifying the
6 testing agency and the specific test by name. All such licenses renewed
7 upon the basis of completed continuing education as provided by
8 subsection (a) shall bear a distinctive notation to verify such completion.
9 All such licenses shall be valid in any other county or city which requires
10 examination and licensure of plumbers for practice in such county or city.

11 (d) No person who was certified or licensed prior to July 1, 1989,
12 upon the basis of passage of a standard examination designated as such
13 under the provisions of article 15 of chapter 12 of Kansas Statutes
14 Annotated, *and amendments thereto*, and whose certificate or license was
15 issued by a political subdivision which prescribed a minimum score of not
16 less than 70% for passage of such examination, shall be required to be
17 reexamined for renewal of certification or licensure.

18 (e) ~~Before sitting for the standard examination designated by K.S.A.~~
19 ~~12-1508, and amendments thereto, an applicant for a journeyman~~
20 ~~certificate shall demonstrate~~ *issuing a journeyman certificate, the issuing*
21 *jurisdiction shall verify the validity of the applicant's* documented proof of
22 a minimum of two years field experience. "Field experience" means
23 working under the direct supervision of a person having a valid
24 journeyman certificate or master certificate or attending trade related
25 schooling. No more than one year of the requirement may be satisfied by
26 trade related schooling. Schooling shall consist of a minimum of 240 hours
27 classroom training.

28 (f) ~~Before sitting for the standard examination designated by K.S.A.~~
29 ~~12-1508, and amendments thereto, an applicant for a master certificate~~
30 ~~shall demonstrate~~ *issuing a master certificate, the issuing jurisdiction shall*
31 *verify the validity of the applicant's* documented proof of having a valid
32 journeyman certificate for a minimum of two years or having field
33 experience for a minimum of four years.

34 (g) (1) No person shall install, improve, repair, maintain or inspect a
35 medical gas piping system within a county or city unless such person: (A)
36 Is licensed under the provisions of K.S.A. 12-1508 *et seq.*, and
37 amendments thereto; and (B) is certified under the appropriate professional
38 qualifications standard or standards of ASSE Series 6000. All installers
39 shall obtain a proper permit from the county or city for which the medical
40 gas is being installed, all inspections shall be done by a third party agency
41 certified under the appropriate professional qualifications standard or
42 standards of ASSE Series 6000 for medical gas systems inspectors and all
43 documentation of the inspections and certifications of installers and

1 inspectors shall be provided to the county or city prior to any occupancy of
2 the building or unit of the building in which the medical gas piping has
3 been installed until an occupancy permit is issued. This subsection shall
4 not apply in counties or cities in which building codes require an inspector
5 certified by a nationally-recognized code organization to inspect medical
6 gas installation prior to an occupancy permit being issued or to limited
7 maintenance on a medical gas piping system previously installed in a
8 hospital when performed by hospital maintenance personnel.

9 (2) As used in this subsection (g):

10 (A) "Medical gas piping" means the piping used solely to transport
11 gasses used for medical purposes at a health care facility or the place of
12 business of a health care provider;

13 (B) "limited maintenance" means minor repair or replacement of
14 incidental parts and any related inspection or testing; and

15 (C) "hospital" means a medical care facility as defined in K.S.A. 65-
16 425, and amendments thereto, and includes within its meaning any clinic,
17 long-term care facility, limited care residential facility and joint enterprises
18 for the provision of health care services operated in connection with the
19 operation of the medical care facility.

20 Sec. 2. K.S.A. 2011 Supp. 12-1526 is hereby amended to read as
21 follows: 12-1526. (a) Any county or city requiring the licensure of
22 electricians practicing within the county or city may conduct examinations
23 designated by K.S.A. 12-1525, and amendments thereto, for the purpose of
24 determining the competency of applicants for such licensure and shall not
25 be allowed to ask further questions not designated on such examination.
26 The board of county commissioners of such county or the governing body
27 of such city shall adopt rules and regulations: (1) Governing the conduct
28 and grading of such examinations; (2) prescribing a minimum score of
29 75% for passage of examinations; (3) fixing a uniform fee to be charged
30 all applicants taking each such examination; and (4) requiring all persons
31 receiving such license to obtain not less than 12 hours biennially or six
32 hours annually of continuing education approved by such local governing
33 body. Not less than six hours biennially or three hours annually shall
34 consist of code education. Continuing education may be provided by the
35 local governing body, a nationally recognized trade association,
36 community college, technical school, technical college or other provider
37 approved by the local governing body. All hours of education shall consist
38 of training relative to construction, maintenance and code update training.
39 Neither the county commission nor the governing body of such city shall
40 impose any restriction on the number of providers of such continuing
41 education.

42 (b) The certificate of competency received by any person who
43 *completes the experience requirements specified in subsection (e) and who*

1 successfully passes an examination designated by K.S.A. 12-1525, and
2 amendments thereto, shall be valid proof of competency for licensure,
3 without additional examination, in any county or city of the state which
4 requires licensure of electricians practicing within such county or city. The
5 county or city shall issue the appropriate ~~license~~ *certificate* to any
6 applicant therefor who presents such a certificate of competency *and who*
7 *demonstrates that such applicant has met the experience requirements*
8 *specified in subsection (e)*. The county or city shall fix a uniform fee to be
9 charged all such applicants for licensure.

10 (c) All new licenses issued by a county or city upon the basis of
11 successful passage of an examination designated by K.S.A. 12-1525, and
12 amendments thereto, shall bear a distinctive notation identifying the
13 testing agency and the specific test by name. All licenses renewed upon the
14 basis of completed continuing education as provided by subsection (a)
15 shall bear a distinctive notation to verify such completion. All such
16 licenses shall be valid in any other county or city which requires
17 examination and licensure of electricians for practice in such county or
18 city.

19 (d) No person who was certified or licensed prior to July 1, 1989,
20 upon the basis of passage of a standard examination designated as such
21 under the provisions of article 15 of chapter 12 of Kansas Statutes
22 Annotated, *and amendments thereto*, and whose certificate or license was
23 issued by a political subdivision which prescribed a minimum score of not
24 less than 70% for passage of such examination, shall be required to be
25 reexamined for renewal of certification or licensure.

26 (e) ~~Before sitting for the standard examination designated by K.S.A.~~
27 ~~12-1525, and amendments thereto, an applicant for a journeyman or~~
28 ~~residential certificate shall demonstrate~~ *issuing a journeyman or*
29 *residential certificate, the issuing jurisdiction shall verify the validity of*
30 *the applicant's* documented proof of a minimum of two years field
31 experience. "Field experience" means working under the direct supervision
32 of a person having a valid journeyman certificate, residential certificate or
33 master certificate or attending trade related schooling. No more than one
34 year of the requirement may be satisfied by trade related schooling.
35 Schooling shall consist of a minimum of 240 hours classroom training.

36 (f) ~~Before sitting for the standard examination designated by K.S.A.~~
37 ~~12-1525, and amendments thereto, an applicant for a master certificate~~
38 ~~shall demonstrate~~ *issuing a master certificate, the issuing jurisdiction shall*
39 *verify the validity of the applicant's* documented proof of having a valid
40 journeyman certificate for a minimum of two years.

41 Sec. 3. K.S.A. 2011 Supp. 12-1542 is hereby amended to read as
42 follows: 12-1542. (a) Any county or city requiring the licensure of
43 mechanical heating, ventilation and air conditioning contractors and

1 master and journeyman heating, ventilation and air conditioning
2 mechanics practicing within the county or city may conduct examinations
3 designated by K.S.A. 12-1541, *and amendments thereto*, for the purpose of
4 determining the competency of applicants for such licensure and shall not
5 be allowed to ask further questions not designated on such examination.
6 The board of county commissioners of such county or the governing body
7 of such city shall adopt rules and regulations: (1) Governing the conduct
8 and grading of such examinations; (2) prescribing a minimum score of
9 75% for passage of examinations; (3) fixing a uniform fee to be charged
10 all applicants taking each such examination; and (4) requiring all persons
11 receiving such license annually to obtain not less than 12 hours biennially
12 or six hours annually of continuing education approved by such local
13 governing body. Not less than six hours biennially or three hours annually
14 shall consist of code education. Continuing education may be provided by
15 the local governing body, a nationally recognized trade association,
16 community college, technical school, technical college or other provider
17 approved by the local governing body. All hours of education shall consist
18 of training relative to construction, maintenance and code update training.
19 Neither the county commission nor the governing body of such city shall
20 impose any restriction on the number of providers of such continuing
21 education.

22 (b) The certificate of competency received by any person who
23 *completes the experience requirements specified in subsection (e) and who*
24 *successfully passes an examination designated by K.S.A. 12-1541, and*
25 *amendments thereto, shall be valid proof of competency for licensure,*
26 *without additional examination, in any county or city of the state which*
27 *requires licensure of mechanical heating, ventilation and air conditioning*
28 ~~*contractors and master and journeyman heating, ventilation and air*~~
29 ~~*conditioning*~~ *mechanics practicing within such county or city. The county*
30 *or city shall issue the appropriate license certificate to any applicant*
31 *therefor who presents such a certificate of competency and who*
32 *demonstrates that such applicant has met the experience requirements*
33 *specified in subsection (e).* The county or city shall fix a uniform fee to be
34 charged all such applicants for licensure.

35 (c) All new licenses issued by a county or city upon the basis of
36 successful passage of an examination designated by K.S.A. 12-1541, and
37 amendments thereto, shall bear a distinctive notation identifying the
38 testing agency and the specific test by name. All licenses renewed upon the
39 basis of completed continuing education as provided by subsection (a)
40 shall bear a distinctive notation to verify such completion. All such
41 licenses shall be valid in any other county or city which requires
42 examination and licensure of mechanical heating, ventilation and air
43 conditioning contractors and master and journeyman heating, ventilation

1 and air conditioning mechanics for practice in such county or city.

2 (d) No person who was certified or licensed prior to July 1, 1989,
3 upon the basis of passage of a standard examination designated by the
4 political subdivision and whose certificate or license was issued by such
5 political subdivision which prescribed a minimum score of not less than
6 70% for passage of such examination, shall be required to be reexamined
7 for renewal of certification or licensure.

8 (e) ~~Before sitting for the standard examination designated by K.S.A.~~
9 ~~12-1541, and amendments thereto, an applicant for a journeyman heating,~~
10 ~~ventilation and air conditioning mechanic certificate shall demonstrate~~
11 ~~issuing a journeyman heating, ventilation and air conditioning mechanic~~
12 ~~certificate, the issuing jurisdiction shall verify the validity of the~~
13 ~~applicant's documented proof of a minimum of two years field experience.~~
14 "Field experience" means working under the direct supervision of a person
15 having a valid journeyman certificate or master certificate or attending
16 trade related schooling. No more than one year of the requirement may be
17 satisfied by trade related schooling. Schooling shall consist of minimum of
18 240 hours classroom training.

19 (f) ~~Before sitting for the standard examination designated by K.S.A.~~
20 ~~12-1541, and amendments thereto, an applicant for a master heating,~~
21 ~~ventilation and air conditioning mechanic certificate shall demonstrate~~
22 ~~issuing a master heating, ventilation and air conditioning certificate, the~~
23 ~~issuing jurisdiction shall verify the validity of the applicant's documented~~
24 ~~proof of having a valid journeyman certificate for a minimum of two years~~
25 ~~or having field experience for a minimum of four years.~~

26 Sec. 4. K.S.A. 2011 Supp. 12-1509, 12-1526 and 12-1542 are hereby
27 repealed.

28 Sec. 5. This act shall take effect and be in force from and after its
29 publication in the statute book.

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