

1 HB37  
2 127824-2  
3 By Representative Sanderford  
4 RFD: Boards, Agencies and Commissions  
5 First Read: 01-MAR-11  
6 PFD: 02/25/2011

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ENGROSSED

A BILL  
TO BE ENTITLED  
AN ACT

Relating to the Alabama Sunset Law; to continue the existence and functioning of the Plumbers and Gas Fitters Examining Board until October 1, 2012, with certain modifications; to amend Section 34-37-15, Code of Alabama 1975, so as to exempt plumbing work performed by a property owner, or a maintenance person employed by the property owner, on his or her own property from the requirement of certification by the board.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Pursuant to the Alabama Sunset Law, the Sunset Committee recommends the continuance of the Plumbers and Gas Fitters Examining Board until October 1, 2012, with the additional recommendations for statutory change as set out in Section 3.

Section 2. The existence and functioning of the Plumbers and Gas Fitters Examining Board, created and functioning pursuant to Sections 34-37-1 to 34-37-18, inclusive, Code of Alabama 1975, is continued until October 1, 2012, and those code sections are expressly preserved.

1           Section 3. Section 34-37-15 of the Code of Alabama  
2 1975, is amended to read as follows:

3           "§34-37-15.

4           "(a) The following acts, work, and conduct may be  
5 performed by anyone, without license or certificate, provided,  
6 however, that all work and services herein named or referred  
7 to shall be subject to an inspection and approval in  
8 accordance with the terms of all state laws and applicable  
9 municipal ordinances:

10           "~~(1) Plumbing work done by a property owner in or~~  
11 ~~about a building owned or occupied by him or her.~~

12           "(1) Gas ~~(2) Plumbing or gas~~ fitting work done by  
13 anyone who is regularly employed or acting as a maintenance  
14 man acting under the supervision of a maintenance engineer or  
15 maintenance engineer incidental to and in connection with the  
16 business in which he or she is employed and engaged, provided  
17 the ~~plumbing or~~ gas fitting work is done on the premises of  
18 the employer, and who does not engage in the occupation of a  
19 plumber or gas fitter for the general public.

20           "(2) ~~(3)~~ Maintenance and reinstallation work done  
21 upon the premises or equipment of a railroad, other businesses  
22 or industry, by an employee thereof who does not engage in the  
23 occupation of a plumber or gas fitter for the general public.

24           "(3) ~~(4)~~ Plumbing or gas fitting work done by  
25 persons engaged by any public utility company in the laying,  
26 maintenance, and operation of its service mains or lines and  
27 the installation, alteration, adjustment, repair, removal, and

1 renovation of all types of appurtenances, equipment, and  
2 appliances, provided such plumbing work does not necessitate  
3 tying into waste or sewer lines on the outlet side of a trap  
4 or alter gas piping on consumer side of meter.

5 "(4) ~~(5)~~ Appliances or fixture installations and  
6 service work done in connecting appliances or fixtures to  
7 existing piping installations.

8 "(b) ~~(6)~~ Any person may install washing machines to  
9 existing piping installation or waste lines, provided such  
10 plumbing work does not necessitate tying into waste or sewer  
11 lines on the outlet side of the trap.

12 "(c) ~~This (b) The provisions of this~~ chapter shall  
13 not apply to any natural gas utility company having fewer than  
14 350 employees that is regulated by the Alabama Public Service  
15 Commission.

16 "(d) This chapter does not apply to any plumbing  
17 work done by a property owner in or about a building owned or  
18 occupied by him or her, or plumbing work done by anyone who is  
19 regularly employed by the property owner to provide  
20 maintenance or other repair services if the work is incidental  
21 to and in connection with the property for which he or she is  
22 employed and engaged and is done on the premises of the  
23 employer."

24 Section 4. The Legislature concurs in the  
25 recommendations of the Sunset Committee as provided in  
26 Sections 1, 2, and 3.

1                   Section 5. This act shall become effective  
2           immediately upon its passage and approval by the Governor, or  
3           its otherwise becoming law.

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House of Representatives

Read for the first time and re-  
ferred to the House of Representa-  
tives committee on Boards, Agencies  
and Commissions..... . . . . 01-MAR-11

Read for the second time and placed  
on the calendar..... . . . . 03-MAR-11

Read for the third time and passed  
as amended..... . . . . 29-MAR-11

Yeas 98, Nays 0, Abstains 0

Greg Pappas  
Clerk