

**House Boards, Agencies and Commissions Reported  
Substitute for HB302**



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A BILL  
TO BE ENTITLED  
AN ACT

Relating to the Alabama Board of Electrical Contractors; to amend Sections 34-36-3, 34-36-4, 34-36-6, 34-36-7, 34-36-8, 34-36-9, 34-36-13, and 34-36-16, Code of Alabama 1975; to provide further for definitions, to delete references to master electrician; to provide further for the election of board officers; to provide further for the duties of the board, including the subpoena of witnesses, the investigation of complaints, and providing for reciprocity; to provide an individual previously issued a provisional license three years to take the licensure examination, and require the board to waive the examination fee for one sitting; to lessen the time frame for restoring an expired license from five years to two years; to provide further for exemptions; to remove the authority of a county or municipality to require an additional electrical contracting proficiency examination before issuing a local license to work within the county or municipality; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Section



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29 111.05 of the Constitution of Alabama of 2022.

30 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

31 Section 1. Sections 34-36-3, 34-36-4, 34-36-6, 34-36-7,  
32 34-36-8, 34-36-9, 34-36-13, and 34-36-16 of the Code of  
33 Alabama 1975, are amended to read as follows:

34 "§34-36-3

35 (a) The following terms shall have the meanings  
36 respectively ascribed to them used in this chapter, for the  
37 purposes of this chapter, unless the context clearly requires  
38 a different meaning:

39 (1) BOARD. The Alabama Board of Electrical Contractors.

40 (2) DIRECTOR. The Executive Director of the Alabama  
41 Board of Electrical Contractors.

42 (3) ELECTRICAL CONTRACTING. Any job or project in the  
43 State of Alabama wherein the electrical contractor proposes to  
44 bid, install, maintain, alter, or repair any electric wiring  
45 devices or equipment.

46 (4) ELECTRICAL CONTRACTOR. Any person, firm, or  
47 corporation who is engaged in the business of soliciting and  
48 installing electrical power or control systems; maintaining,  
49 altering, or repairing electrical power or control systems,  
50 any electrical wiring devices, equipment, or any other  
51 electrical apparatus. A person who possesses the necessary  
52 qualifications, training, and technical knowledge to plan, lay  
53 out, and supervise the installation of electrical wiring,  
54 apparatus, or equipment for lighting, heating, power, or  
55 controls and who possesses any of the following  
56 qualifications:



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57 a. Four years of practical experience as a journeyman  
58 electrician in charge of jobs.

59 b. Four years of experience in the design and  
60 construction of electrical systems.

61 (5) ELECTRICAL WORKER. Any person who has received  
62 training, or is receiving training, in the installation,  
63 maintenance, and repair of electrical systems and circuitry  
64 and has demonstrated skills and knowledge concerning the  
65 potential hazards of electricity. The position of electrical  
66 worker does not require a license from the board. An  
67 electrical worker may only perform electrical work in this  
68 state if he or she is any of the following:

69 a. Employed by, and responsible to, a properly licensed  
70 electrical contractor.

71 b. Employed by a company that employs a properly  
72 licensed electrical contractor and the electrical worker is  
73 responsible to that licensed electrical contractor.

74 c. Employed by a workforce staffing company that  
75 contracts to provide workers to a licensed electrical  
76 contractor and responsible to a licensed electrical  
77 contractor.

78 ~~(5)~~ (6) JOURNEYMAN ELECTRICIAN. A person who possesses  
79 necessary qualifications, training, and technical knowledge to  
80 install electrical wiring, apparatus, or equipment lighting,  
81 heating, or power or control covered by this chapter. He or  
82 she shall work under ~~a master or state certified~~ an electrical  
83 contractor and shall be capable of doing work according to  
84 plans and specifications furnished to him or her and in



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85 accordance with standard rules and regulations governing such  
86 work.

87 ~~(6)~~ (7) LICENSE. A valid and current certificate of  
88 registration issued by the director on behalf of the board  
89 which shall give the named person to whom it is issued  
90 authority to engage in the activity prescribed thereon.

91 ~~(7)~~ (8) LICENSEE. Any person holding a license issued by  
92 the board.

93 ~~(8)~~ (9) PERSON. A human person, not a legal entity.

94 (10) PROVISIONAL LICENSE. A person who holds a limited  
95 license issued by the board before August 31, 2012, to perform  
96 electrical contracting tasks and functions only within the  
97 boundaries and jurisdiction of the local authority where the  
98 licensee holds a local electrical contractor license.

99 (b) Additional terms may be defined by the board, by  
100 rule."

101 "§34-36-4

102 (a) The Alabama Board of Electrical Contractors is  
103 created.

104 (b) A person to be eligible for appointment to serve on  
105 the board shall be a citizen and resident of Alabama. Each  
106 person appointed to the board from each congressional district  
107 shall be actively engaged in the electrical ~~construction~~  
108 contracting business as a qualified person with electrical  
109 construction background of not less than five consecutive  
110 years, ~~and shall hold certificates to validate his or her~~  
111 ~~competence as an electrical contractor in the electrical~~  
112 ~~construction field~~ immediately preceding appointment. The two



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113 persons appointed to the board as at-large members shall be  
114 members of the Alabama State Electrical Workers Association.  
115 The ~~membership of the board should be inclusive and should~~  
116 ~~reflect the racial, gender, geographic, urban/rural~~ Governor  
117 shall coordinate his or her appointments to assure the board  
118 membership is inclusive and reflects the racial, gender,  
119 geographic, urban, rural, and economic diversity of the state.

120 (c) The board shall consist of nine members to be  
121 appointed by the Governor. One member shall be appointed from  
122 each congressional district, and there shall be two at-large  
123 members who shall be appointed from within the state. The  
124 board members from the First, Second, and Third Congressional  
125 Districts shall be appointed for terms of one year; the board  
126 members from the Fourth, Fifth, and Sixth Congressional  
127 Districts shall be appointed for terms of two years; and the  
128 board member from the Seventh Congressional District as well  
129 as the at-large members shall be appointed for terms of three  
130 years. Thereafter, all board members shall be appointed for  
131 terms of three years. Each term shall expire on June 30 of the  
132 last year of the term, and no member shall serve more than two  
133 consecutive three-year terms. Vacancies on the board for any  
134 cause shall be filled by appointment by the Governor for the  
135 remainder of the unexpired term. Members shall serve until  
136 their successors are appointed.

137 (d) The board shall meet at least semiannually and as  
138 often as necessary. The board shall meet annually to elect  
139 officers from its membership, ~~whose initial terms shall expire~~  
140 ~~on June 30 next following their election.~~ To be eligible for



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141 election as an officer, a board member shall have served for  
142 at least two years on the board at the time of election.

143 Special meetings of the board may be held as the board  
144 provides in its rules ~~and regulations~~. The board shall meet at  
145 least once in the first quarter and once in the third quarter  
146 of the year. Five members of the board shall constitute a  
147 quorum.

148 (e) The board may adopt rules ~~and regulations~~ to carry  
149 out this chapter.

150 (f) Any member of the board or duly appointed hearing  
151 officer designated by the board may administer oaths and take  
152 testimony concerning all matters within the jurisdiction of  
153 the board.

154 (g) The board may sue and be sued in its official name.  
155 Absent negligence, wantonness, recklessness, or deliberate  
156 misconduct, members of the board are immune from liability for  
157 all good faith acts performed in the execution of their duties  
158 of the board.

159 (h) The board shall adopt a seal for its use containing  
160 the words: Alabama Board of Electrical ~~Contractors' Licensing~~  
161 ~~Board~~ Contractors.

162 (i) The board may employ, and at its pleasure  
163 discharge, an executive director. The board may hire other  
164 officers, attorneys, and administrative employees which may be  
165 necessary to implement this chapter. The board may employ, on  
166 an as needed basis, ~~an investigator~~ investigators to  
167 investigate complaints. ~~The board shall not employ electrical~~  
168 ~~inspectors nor provide for any electrical inspections.~~ The



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169 board shall outline the duties and fix the compensation and  
170 expense allowances of all employees pursuant to the Merit  
171 System Act of Alabama.

172 (j) The board is subject to the Alabama Sunset Law and  
173 is classified as an enumerated agency pursuant to Section  
174 41-20-3. The board shall automatically terminate on October 1,  
175 2012, and every four years thereafter, unless a bill is  
176 enacted that the board be continued, modified, or  
177 reestablished.

178 (k) Each board member shall be accountable to the  
179 Governor for the proper performance of his or her duties as a  
180 member of the board. The Governor shall investigate any  
181 complaints or unfavorable reports concerning the actions of  
182 the board and shall take appropriate action thereon, including  
183 removal of any board member for misfeasance, malfeasance,  
184 neglect of duty, commission of a felony, incompetence, or  
185 permanent inability to perform official duties. A board member  
186 may be removed at the request of the board after failing to  
187 attend three consecutive properly noticed meetings."

188 "§34-36-6

189 (a) By rule, the board shall make provisions to do all  
190 of the following:

191 (1) Prepare or approve all examinations of applicants  
192 for licenses for electrical contractors and journeyman  
193 electricians.

194 (2) Determine the qualifications of electrical  
195 contractors to engage in the business of electrical  
196 contracting.



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197 (3) Determine the qualifications of journeyman  
198 electricians to engage in electrical work.

199 (4) Provide for the investigation of written complaints  
200 filed with the board concerning alleged violations of this  
201 chapter and any rules adopted by the board.

202 ~~(5) Conduct investigations. The board may subpoena~~  
203 ~~witnesses and command the production of any books, documents,~~  
204 ~~records, and papers the board deems pertinent to any matter~~  
205 ~~under investigation. The board, by order of the chair or~~  
206 ~~executive director, may require any person to produce within~~  
207 ~~the state, at a reasonable time and place as the board may~~  
208 ~~designate, any books, documents, records, or papers kept in~~  
209 ~~any office or place without or within this state, or certified~~  
210 ~~copies thereof, whenever the production is reasonably required~~  
211 ~~and pertinent to any matter under investigation before or by~~  
212 ~~the board, in order that an examination may be made by the~~  
213 ~~board, or by any person employed by the board.~~

214 (6) (5) Investigate written complaints relating to  
215 faulty, inefficient, unlicensed, or unsafe electrical work  
216 likely to endanger life, health, or property.

217 (7) (6) Provide for reciprocity with other states in the  
218 registration and licensing of electrical contractors and  
219 journeyman electricians, provided that those other states have  
220 requirements substantially equal to or greater than the  
221 requirements of this state for registration and licensure and  
222 that a similar privilege is offered to licensees of this  
223 board.

224 (b) The board may suspend, revoke, or refuse to issue





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225 or renew a license and impose a civil penalty in an amount not  
226 to exceed five thousand dollars (\$5,000), after notice and  
227 opportunity for a hearing pursuant to the Alabama  
228 Administrative Procedure Act, upon proof of any of the  
229 following actions by a licensee or applicant:

230 (1) Violating any provision of this chapter.

231 (2) Attempting to procure a license to practice  
232 electrical contracting or to work as ~~a master electrician~~ an  
233 electrical contractor or journeyman electrician by bribery or  
234 fraudulent misrepresentations.

235 (3) Being convicted or found guilty, regardless of  
236 adjudication, of a crime in any jurisdiction which directly  
237 relates to the practice of electrical contracting, ~~working as~~  
238 ~~a journeyman electrician, or the ability to practice~~  
239 ~~electrical contracting or to work as a master electrician or~~  
240 ~~journeyman electrician.~~

241 (4) Making or filing a report or record which the  
242 licensee knows to be false, willfully failing to file a report  
243 or record required by state or federal law, willfully impeding  
244 or obstructing such filing, or inducing another person to  
245 impede or obstruct such filing. Such reports or records shall  
246 include only those which are signed in the capacity of a  
247 licensed electrical contractor, ~~master electrician,~~ or  
248 journeyman electrician.

249 (5) Being found guilty of fraud or deceit or of  
250 negligence, incompetency, or misconduct in the practice of  
251 electrical contracting or working as ~~a master electrician~~ an  
252 electrical contractor or journeyman electrician.



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253 (6) Practicing ~~on~~ with a revoked, suspended, or  
254 inactive license.

255 (7) Aiding or abetting any person to evade any  
256 provision of this chapter.

257 (8) Knowingly combining or conspiring with any person  
258 by allowing one's license to be used by any unlicensed person  
259 with the intent to evade this chapter. When a licensee allows  
260 his or her license to be used by any firm, partnership,  
261 association, or corporation without having any active  
262 participation in the operations or management of the firm,  
263 partnership, association, or corporation, ~~such~~ the act  
264 constitutes prima facie evidence of an intent to evade this  
265 chapter.

266 (9) Acting in the capacity of a contractor under any  
267 license issued under this chapter except in the name of the  
268 licensee as set forth on the issued license.

269 (10) Failing to sufficiently and consistently oversee  
270 and be responsible for the electrical work ~~purportedly~~  
271 performed by an electrical worker or a journeyman electrician  
272 under the oversight of an electrical contractor or his or her  
273 affiliated company, in order to ensure that all electrical  
274 work is compliant with the applicable code or codes and the  
275 health, safety, and welfare of the public.

276 (c) Upon finding a person, corporation, or business  
277 entity engaged in electrical contracting ~~as defined in this~~  
278 ~~chapter~~ to be in violation of any of the provisions contained  
279 ~~herein~~ within this chapter, the board may investigate the  
280 activities of licensed and unlicensed contractors. If the



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281 board finds that a person, corporation, or business entity is  
282 engaged in performing electrical contracting covered by this  
283 chapter without having obtained a proper license, the board  
284 may do any of the following:

285 (1) Deny an application for licensure with cause.

286 (2) Impose an administrative fine of not more than five  
287 thousand dollars (\$5,000).

288 (3) Issue a cease and desist order.

289 (4) Petition the circuit court of the county where the  
290 act occurred to enforce the cease and desist order or collect  
291 the assessed fine, or both.

292 (d) Any person aggrieved by any adverse action taken by  
293 the board may appeal the adverse action to the circuit court  
294 of the county in which the adverse action occurred in  
295 accordance with the Alabama Administrative Procedure Act.

296 (e) In addition to the administrative fines authorized  
297 in subsections (b) and (c), the board may require any person  
298 or licensee who is found to be in violation of Section 34-36-2  
299 or subsection (b) or (c), after notice and opportunity for a  
300 hearing pursuant to the Alabama Administrative Procedure Act,  
301 to pay the costs, fees, and expenses of the board incurred in  
302 connection with any related proceedings before the board.  
303 Payment of any costs, fees, and expenses ordered by the board  
304 shall be made and enforced in the same manner as an  
305 administrative fine. For the purposes of this subsection,  
306 costs shall include, but not be limited to, all of the  
307 following:

308 (1) Investigative fees and expenses.



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309 (2) Reasonable and necessary attorney fees and  
310 expenses.

311 (3) Actual costs related to expert testimony.

312 (4) Witness travel expenses.

313 (5) Deposition costs.

314 (6) Travel expenses for board staff.

315 (7) Charges incurred for obtaining documentary  
316 evidence.

317 (8) Other categories of expenses incurred by the board.

318 (f) The board, by rule, may provide a schedule of costs  
319 or fines, or both, that may be imposed upon any person or  
320 licensee who has violated Section 34-36-2 or subsection (b) or  
321 (c). The maximum costs or fines levied for each violation may  
322 not exceed five thousand dollars (\$5,000) each."

323 "§34-36-7

324 (a) All applicants for licensure ~~must~~ shall submit a  
325 completed application, application fee, and supportive  
326 documentation of qualifications before taking an examination  
327 approved by the board. The board shall examine applicants at  
328 least once every three months according to the method deemed  
329 by it to be the most appropriate to test the qualifications of  
330 applicants. Any national standardized or written examination  
331 proctored by an independent third party which the board shall  
332 approve as substantially similar to the examination required  
333 to be licensed under this chapter may be administered to all  
334 applicants in lieu of or in conjunction with any other  
335 examination which the board shall give to test the  
336 qualifications of applicants. The board ~~shall also have the~~



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337 ~~right to~~ may establish such norms of achievement as shall be  
338 required for a passing grade. The board ~~may~~, by rule, may  
339 adopt the National Electrical Code for the purpose of  
340 examinations.

341 ~~(b) The board may recognize a license issued by any~~  
342 ~~other state that, in the opinion of the board, has standards~~  
343 ~~of practice or licensure equal to or higher than those~~  
344 ~~required by this state. The board shall actively seek to~~  
345 ~~reciprocate with those states meeting such standards. The~~  
346 ~~board shall actively seek to maintain those states currently~~  
347 ~~under agreement.~~

348 ~~(e)~~ (b) No license shall be issued except in compliance  
349 with this chapter and none shall be issued except to a person  
350 or a person in a firm, partnership, association, or  
351 corporation. A firm, partnership, association, or corporation,  
352 as such, shall not be licensed. A licensee shall be a citizen  
353 of the United States or, if not a citizen of the United  
354 States, a person who is legally present in the United States  
355 with appropriate documentation from the federal government.

356 ~~(d) An individual who has successfully passed, on or~~  
357 ~~before January 1, 2010, with a minimum score of 70 percent, or~~  
358 ~~an individual who has successfully passed after January 1,~~  
359 ~~2010, with a minimum score of 75 percent, a nationally~~  
360 ~~standardized proctored electrical examination administered in~~  
361 ~~the State of Alabama, by Block and Associates, International~~  
362 ~~Code Council, Experior, Promissor, Thomson Prometric, PROV, or~~  
363 ~~any other exam approved by the board, shall be deemed to be in~~  
364 ~~compliance with the testing requirement set forth by the board~~



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365 ~~for licensure as an electrical contractor. Individuals meeting~~  
366 ~~this qualification shall also be required to complete all~~  
367 ~~other qualifications set forth by this chapter and the board~~  
368 ~~prior to issuance of an electrical contractor license.~~  
369 ~~Electrical contractor applicants affected by this provision~~  
370 ~~shall have until July 1, 2011, to apply for licensure without~~  
371 ~~any further examination requirements.~~

372 (c) An individual holding a provisional license issued  
373 by the board shall have three calendar years after the  
374 effective date of the act adding this subsection to take and  
375 pass a nationally standardized proctored electrical  
376 examination approved by the board for licensure without any  
377 further examination requirements. If the provisional licensee  
378 does not pass the examination within those three years, the  
379 provisional license shall expire. A provisional license that  
380 expires may not be renewed. The board shall waive the  
381 examination fee one time during the three-year time period  
382 provided by this subsection."

383 "§34-36-8

384 (a) All licenses shall expire annually or at other  
385 times designated by the board. All applications for renewal of  
386 licenses shall be filed with the executive director prior to  
387 the expiration date, accompanied by the annual renewal fee  
388 prescribed by the board.

389 (b) The board ~~is authorized to~~ may establish or adopt,  
390 or both, continuing education requirements and may approve the  
391 program or programs providing education to fulfill the  
392 requirements. The board shall set the minimum standards of



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393 continuing education. All persons holding an electrical  
394 contractor license shall be required to complete 14 hours of  
395 continuing education every two years.

396 (c) The board may ~~promulgate~~ adopt rules regarding the  
397 approval of continuing education courses and the accounting  
398 for continuing education hours.

399 (d) Any person licensed by the board may elect an  
400 inactive status certificate by notifying the board in writing.  
401 The fee for the issuance and renewal of an inactive status  
402 certificate shall be established by the board. The board shall  
403 provide by rule those activities which an inactive status  
404 certificate holder may engage in and for a procedure for the  
405 reinstatement as an active status certificate holder."

406 "§34-36-9

407 ~~An expired A license for an electrical contractor~~ which  
408 has expired for failure to renew may only be restored within  
409 ~~five~~ two years from the date of expiration after application  
410 and payment of the prescribed restoration fee and satisfaction  
411 of all continuing education requirements, if applicable. The  
412 restoration fee shall be established by the board and shall be  
413 due upon application for restoration. The restoration fee  
414 shall be in addition to all accrued renewal fees. Any license  
415 which has not been restored within ~~five~~ two years following  
416 its expiration may not be renewed, restored, or reissued  
417 thereafter. The holder of ~~such~~ a cancelled license may apply  
418 for and obtain a valid license only upon compliance with all  
419 relevant requirements as prescribed by this chapter or by rule  
420 for issuance of a new license."



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421           "§34-36-13

422           (a) No person shall engage in the electrical  
423 contracting business or perform work as ~~a master~~ an electrical  
424 contractor or journeyman electrician unless ~~such the~~ person  
425 shall have received a license from the board ~~or from the~~  
426 ~~county or municipality where the electrical contracting work~~  
427 ~~is being performed; provided, however, the provisions of this~~  
428 ~~chapter shall not apply.~~ The following activities, people, and  
429 entities are exempt from regulation by obtaining a license  
430 from the board:

431           (1) ~~To the installation, construction, or maintenance~~  
432 ~~of~~ The activity of installing, constructing, or maintaining  
433 power systems for the generation and secondary distribution of  
434 electric current constructed under ~~the provisions of~~ the  
435 National Electrical Safety Code which regulates the safety  
436 requirements of utilities.

437           (2) ~~To the installation, construction, maintenance, or~~  
438 ~~repair of~~ The activity of installing, constructing,  
439 maintaining, or repairing telephone or signal systems by or  
440 for public utilities or their corporate affiliates, when such  
441 work pertains to the services furnished by such utilities.

442           (3) ~~To any~~ Any technician employed by a municipal  
443 franchised CATV system, when the work pertains to CATV.

444           (4) ~~To any master or journeyman electrician employed by~~  
445 ~~a state licensee of the board or a licensee of a county or~~  
446 ~~municipality where the contract work is being performed~~ Any  
447 electrical worker who is employed, either directly or through  
448 a workforce staffing company, by a statewide licensee of the





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449 board.

450 (5) ~~To the~~ The owner or property manager of any  
451 premises or ~~an employee of any such owner~~ electrical worker  
452 ~~employed by the premises owner~~ any full-time, part-time, or  
453 contract employee of any such owner or property manager when  
454 performing electrical work or installing, constructing,  
455 maintaining, altering, or repairing electrical wiring,  
456 equipment, or apparatus on such premises.

457 (6) ~~To an~~ An employee of an electric utility when  
458 installing or repairing electric appliances and equipment for  
459 a customer.

460 (7) ~~To any~~ Any retail merchant, or its employees making  
461 the installation of or the repair or maintenance on any  
462 appliance that the merchant has sold; or to any ~~modular or~~  
463 manufacturer of ~~the modular~~ housing ~~industry within the state~~  
464 which is regulated by state and federal governments.

465 (8) ~~To the installation, construction, or maintenance~~  
466 ~~of~~ The activity of installing, constructing, or maintaining  
467 systems that operate on 25 volts or less.

468 (9) ~~To the installation, construction, or maintenance~~  
469 ~~of~~ The activity of installing, constructing, or maintaining  
470 direct broadcast satellite services.

471 (10) The activity of an electrical worker when properly  
472 responsible to a licensee of the board.

473 (11) Any contractor licensed pursuant to Chapter 31 or  
474 Chapter 37 connecting any appliance, device, equipment, or  
475 other electrical item to the electrical system of the  
476 structure or building while working within the scope of his or



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477 her license, provided the connection is to the nearest  
478 breaker, disconnect, or junction box to the item being  
479 connected.

480 (b) (1) No license shall be issued by the board without  
481 an examination of the applicant for the purpose of  
482 ascertaining his or her qualifications for ~~such~~ the work, ~~but~~  
483 ~~no such~~. Reciprocal licensees are exempt from reexamination by  
484 the board. No examination shall be required for the annual  
485 renewal of ~~such~~ a license.

486 (2) This section shall in no way prohibit the governing  
487 authorities of each county ~~and or~~ municipality in the ~~State of~~  
488 Alabama state from exercising their authority to require any  
489 person ~~engaging in the electrical contracting business or~~  
490 ~~performing work as a master or journeyman electrician to stand~~  
491 ~~and attain a passing grade on an examination administered by~~  
492 ~~such county or municipality to evidence their ability and~~  
493 ~~proficiency to engage in the electrical contracting business~~  
494 ~~or to perform work as a master or journeyman electrician~~  
495 ~~within their jurisdiction; provided, however, that any person~~  
496 ~~who holds a valid statewide license issued by the board shall~~  
497 ~~be deemed qualified and, upon satisfactory proof of the~~  
498 ~~license, shall be allowed to perform forthwith electrical work~~  
499 ~~in any county or municipality under the terms and conditions~~  
500 ~~set forth in this chapter, if such person has the proper~~  
501 ~~county or municipal building permit and business license to~~  
502 purchase a local license or permit to perform work within the  
503 jurisdiction of the county or municipality.

504 (c) All persons performing work under a license issued



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505 by the board must abide by all state and local laws and  
506 ordinances."

507 "§34-36-16

508 (a) Except as provided in Section 13A-9-111.1, it shall  
509 be unlawful for any person to violate any provision of this  
510 chapter regulating electrical contracting, and any person  
511 convicted of such violation shall be punished as prescribed  
512 for a Class A misdemeanor.

513 (b) It shall be unlawful, except as otherwise provided,  
514 on or after December 31, 2011, for a person not licensed as an  
515 electrical contractor to solicit, represent, seek to perform,  
516 or perform those tasks and functions that can only be  
517 performed by a licensed electrical contractor in accordance  
518 with this chapter.

519 ~~(c) Subsection (b) shall not apply to an electrical~~  
520 ~~contractor who has taken an examination offered by the board~~  
521 ~~within the preceding 12 months, who holds a license or permit~~  
522 ~~issued by a county or municipal government to perform the~~  
523 ~~tasks and functions that can only be performed by a licensed~~  
524 ~~electrical contractor, and who performs those tasks and~~  
525 ~~functions within the boundaries of the county or municipality~~  
526 ~~that issued the license or permit."~~

527 Section 2. Although this bill would have as its purpose  
528 or effect the requirement of a new or increased expenditure of  
529 local funds, the bill is excluded from further requirements  
530 and application under Section 111.05 of the Constitution of  
531 Alabama of 2022, because the bill defines a new crime or  
532 amends the definition of an existing crime.



**House Boards, Agencies and Commissions Reported  
Substitute for HB302**

533           Section 3. This act shall become effective on the first  
534 day of the third month following its passage and approval by  
535 the Governor, or its otherwise becoming law.