

HOUSE BILL No. 2035

By Representative Weber

1-18

1 AN ACT concerning education requirements for certain contractors;
2 amending K.S.A. 2012 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. 2012 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 subsections (e) and (f)
30 and who successfully passes an examination designated by K.S.A. 12-
31 1508, and amendments thereto, shall be valid proof of competency for
32 licensure, without additional examination, in any county or city of the state
33 which requires licensure of plumbers practicing within such county or city.
34 The county or city shall issue the appropriate certificate to any applicant
35 therefor who presents such a certificate of competency and who
36 demonstrates that such applicant has met the experience requirements

1 specified in subsections (e) and (f). The county or city shall fix a uniform
2 fee to be 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 issuing a journeyman certificate, the issuing jurisdiction
19 shall verify the validity of the applicant's documented proof of a minimum
20 of two years field experience. "Field experience" means working under the
21 direct supervision of a person having a valid journeyman certificate or
22 master certificate or attending trade related schooling. No more than one
23 year of the requirement may be satisfied by trade related schooling.
24 Schooling shall consist of a minimum of ~~240 hours classroom training~~ *930*
25 *program hours documented by a certificate of completion.*

26 (f) Before issuing a master certificate, the issuing jurisdiction shall
27 verify the validity of the applicant's documented proof of having a valid
28 journeyman certificate for a minimum of two years or having field
29 experience for a minimum of four years.

30 (g) (1) No person shall install, improve, repair, maintain or inspect a
31 medical gas piping system within a county or city unless such person: (A)
32 Is licensed under the provisions of K.S.A. 12-1508 et seq., and
33 amendments thereto; and (B) is certified under the appropriate professional
34 qualifications standard or standards of ASSE Series 6000. All installers
35 shall obtain a proper permit from the county or city for which the medical
36 gas is being installed, all inspections shall be done by a third party agency
37 certified under the appropriate professional qualifications standard or
38 standards of ASSE Series 6000 for medical gas systems inspectors and all
39 documentation of the inspections and certifications of installers and
40 inspectors shall be provided to the county or city prior to any occupancy of
41 the building or unit of the building in which the medical gas piping has
42 been installed until an occupancy permit is issued. This subsection shall
43 not apply in counties or cities in which building codes require an inspector

1 certified by a nationally-recognized code organization to inspect medical
2 gas installation prior to an occupancy permit being issued or to limited
3 maintenance on a medical gas piping system previously installed in a
4 hospital when performed by hospital maintenance personnel.

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

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

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

11 (C) "hospital" means a medical care facility as defined in K.S.A. 65-
12 425, and amendments thereto, and includes within its meaning any clinic,
13 long-term care facility, limited care residential facility and joint enterprises
14 for the provision of health care services operated in connection with the
15 operation of the medical care facility.

16 Sec. 2. K.S.A. 2012 Supp. 12-1526 is hereby amended to read as
17 follows: 12-1526. (a) Any county or city requiring the licensure of
18 electricians practicing within the county or city may conduct examinations
19 designated by K.S.A. 12-1525, and amendments thereto, for the purpose of
20 determining the competency of applicants for such licensure and shall not
21 be allowed to ask further questions not designated on such examination.
22 The board of county commissioners of such county or the governing body
23 of such city shall adopt rules and regulations: (1) Governing the conduct
24 and grading of such examinations; (2) prescribing a minimum score of
25 75% for passage of examinations; (3) fixing a uniform fee to be charged
26 all applicants taking each such examination; and (4) requiring all persons
27 receiving such license to obtain not less than 12 hours biennially or six
28 hours annually of continuing education approved by such local governing
29 body. Not less than six hours biennially or three hours annually shall
30 consist of code education. Continuing education may be provided by the
31 local governing body, a nationally recognized trade association,
32 community college, technical school, technical college or other provider
33 approved by the local governing body. All hours of education shall consist
34 of training relative to construction, maintenance and code update training.
35 Neither the county commission nor the governing body of such city shall
36 impose any restriction on the number of providers of such continuing
37 education.

38 (b) The certificate of competency received by any person who
39 completes the experience requirements specified in subsections (e) and (f)
40 and who successfully passes an examination designated by K.S.A. 12-
41 1525, and amendments thereto, shall be valid proof of competency for
42 licensure, without additional examination, in any county or city of the state
43 which requires licensure of electricians practicing within such county or

1 city. The county or city shall issue the appropriate certificate to any
2 applicant therefor who presents such a certificate of competency and who
3 demonstrates that such applicant has met the experience requirements
4 specified in subsections (e) and (f). The county or city shall fix a uniform
5 fee to be charged all such applicants for licensure.

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

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

22 (e) Before issuing a journeyman or residential certificate, the issuing
23 jurisdiction shall verify the validity of the applicant's documented proof of
24 a minimum of two years field experience. "Field experience" means
25 working under the direct supervision of a person having a valid
26 journeyman certificate, residential certificate or master certificate or
27 attending trade related schooling. No more than one year of the
28 requirement may be satisfied by trade related schooling. Schooling shall
29 consist of a minimum of ~~240 hours classroom training~~ *930 program hours*
30 *documented by a certificate of completion.*

31 (f) Before issuing a master certificate, the issuing jurisdiction shall
32 verify the validity of the applicant's documented proof of having a valid
33 journeyman certificate for a minimum of two years.

34 Sec. 3. K.S.A. 2012 Supp. 12-1542 is hereby amended to read as
35 follows: 12-1542. (a) Any county or city requiring the licensure of
36 mechanical heating, ventilation and air conditioning contractors and
37 master and journeyman heating, ventilation and air conditioning
38 mechanics practicing within the county or city may conduct examinations
39 designated by K.S.A. 12-1541, and amendments thereto, for the purpose of
40 determining the competency of applicants for such licensure and shall not
41 be allowed to ask further questions not designated on such examination.
42 The board of county commissioners of such county or the governing body
43 of such city shall adopt rules and regulations: (1) Governing the conduct

1 and grading of such examinations; (2) prescribing a minimum score of
2 75% for passage of examinations; (3) fixing a uniform fee to be charged
3 all applicants taking each such examination; and (4) requiring all persons
4 receiving such license annually to obtain not less than 12 hours biennially
5 or six hours annually of continuing education approved by such local
6 governing body. Not less than six hours biennially or three hours annually
7 shall consist of code education. Continuing education may be provided by
8 the local governing body, a nationally recognized trade association,
9 community college, technical school, technical college or other provider
10 approved by the local governing body. All hours of education shall consist
11 of training relative to construction, maintenance and code update training.
12 Neither the county commission nor the governing body of such city shall
13 impose any restriction on the number of providers of such continuing
14 education.

15 (b) The certificate of competency received by any person who
16 completes the experience requirements specified in subsections (e) and (f)
17 and who successfully passes an examination designated by K.S.A. 12-
18 1541, and amendments thereto, shall be valid proof of competency for
19 licensure, without additional examination, in any county or city of the state
20 which requires licensure of mechanical heating, ventilation and air
21 conditioning mechanics practicing within such county or city. The county
22 or city shall issue the appropriate certificate to any applicant therefor who
23 presents such a certificate of competency and who demonstrates that such
24 applicant has met the experience requirements specified in subsections (e)
25 and (f). The county or city shall fix a uniform fee to be charged all such
26 applicants for licensure.

27 (c) All new licenses issued by a county or city upon the basis of
28 successful passage of an examination designated by K.S.A. 12-1541, and
29 amendments thereto, shall bear a distinctive notation identifying the
30 testing agency and the specific test by name. All licenses renewed upon the
31 basis of completed continuing education as provided by subsection (a)
32 shall bear a distinctive notation to verify such completion. All such
33 licenses shall be valid in any other county or city which requires
34 examination and licensure of mechanical heating, ventilation and air
35 conditioning contractors and master and journeyman heating, ventilation
36 and air conditioning mechanics for practice in such county or city.

37 (d) No person who was certified or licensed prior to July 1, 1989,
38 upon the basis of passage of a standard examination designated by the
39 political subdivision and whose certificate or license was issued by such
40 political subdivision which prescribed a minimum score of not less than
41 70% for passage of such examination, shall be required to be reexamined
42 for renewal of certification or licensure.

43 (e) Before issuing a journeyman heating, ventilation and air

1 conditioning mechanic certificate, the issuing jurisdiction shall verify the
2 validity of the applicant's documented proof of a minimum of two years
3 field experience. "Field experience" means working under the direct
4 supervision of a person having a valid journeyman certificate or master
5 certificate or attending trade related schooling. No more than one year of
6 the requirement may be satisfied by trade related schooling. Schooling
7 shall consist of minimum of ~~240 hours classroom training~~ *930 program*
8 *hours documented by a certificate of completion.*

9 (f) Before issuing a master heating, ventilation and air conditioning
10 certificate, the issuing jurisdiction shall verify the validity of the
11 applicant's documented proof of having a valid journeyman certificate for
12 a minimum of two years or having field experience for a minimum of four
13 years.

14 Sec. 4. K.S.A. 2012 Supp. 12-1509, 12-1526 and 12-1542 are hereby
15 repealed.

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