

HOUSE BILL No. 2244

By Committee on Commerce and Economic Development

2-9

1 AN ACT concerning continuing education for certain licensed
2 contractors; amending K.S.A. 2010 Supp. 12-1509, 12-1526 and 12-
3 1542 and repealing the existing sections.

4
5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2010 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
10 of determining the competency of applicants for such licensure and shall
11 not be allowed to ask further questions not designated on such
12 examination. The board of county commissioners of such county or the
13 governing body of such city shall adopt rules and regulations: (1)
14 Governing the conduct and grading of such examinations; (2) prescribing
15 a minimum score of 75% for passage of examinations; (3) fixing a
16 uniform fee to be charged all applicants taking each such examination;
17 and (4) requiring all persons receiving such license ~~annually~~ to obtain ~~not~~
18 ~~less than 12 hours biennially or six hours annually~~ of continuing
19 education approved by such local governing body *within one year after*
20 *the local governing body adopts a new plumbing code*. Not less than ~~six~~
21 ~~hours biennially or three hours annually~~ shall consist of code education.
22 Continuing education may be provided by the local governing body, a
23 nationally recognized trade association, community college, technical
24 school, technical college or other provider approved by the local
25 governing body. All hours of education shall consist of training relative to
26 construction, maintenance and code update training. Neither the county
27 commission nor the governing body of such city shall impose any
28 restriction on the number of providers of such continuing education.

29 (b) The certificate of competency received by any person 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 to any applicant therefor
35 who presents such a certificate of competency. The county or city shall
36 fix a uniform fee to be charged all such applicants for licensure.

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

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

16 (e) Before sitting for the standard examination designated by K.S.A.
17 12-1508, and amendments thereto, an applicant for a journeyman
18 certificate shall demonstrate documented proof of a minimum of two
19 years field experience. "Field experience" means working under the direct
20 supervision of a person having a valid journeyman certificate or master
21 certificate or attending trade related schooling. No more than one year of
22 the requirement may be satisfied by trade related schooling. Schooling
23 shall consist of a minimum of 240 hours classroom training.

24 (f) Before sitting for the standard examination designated by K.S.A.
25 12-1508, and amendments thereto, an applicant for a master certificate
26 shall demonstrate documented proof of having a valid journeyman
27 certificate for a minimum of two years or having field experience for a
28 minimum of four years.

29 (g) (1) ~~On and after January 1, 2011,~~ No person shall install,
30 improve, repair, maintain or inspect a medical gas piping system within a
31 county or city unless such person: (A) Is licensed under the provisions of
32 K.S.A. 12-1508 et seq., and amendments thereto; and (B) is certified
33 under the appropriate professional qualifications standard or standards of
34 ASSE Series 6000. All installers shall obtain a proper permit from the
35 county or city for which the medical gas is being installed, all inspections
36 shall be done by a third party agency certified under the appropriate
37 professional qualifications standard or standards of ASSE Series 6000 for
38 medical gas systems inspectors and all documentation of the inspections
39 and certifications of installers and inspectors shall be provided to the
40 county or city prior to any occupancy of the building or unit of the
41 building in which the medical gas piping has been installed until an
42 occupancy permit is issued. This subsection shall not apply in counties or
43 cities in which building codes require an inspector certified by a

1 nationally-recognized code organization to inspect medical gas
2 installation prior to an occupancy permit being issued.

3 (2) As used in this subsection (g), "medical gas piping" means the
4 piping used solely to transport gasses used for medical purposes at a
5 health care facility or the place of business of a health care provider.

6 Sec. 2. K.S.A. 2010 Supp. 12-1526 is hereby amended to read as
7 follows: 12-1526. (a) Any county or city requiring the licensure of
8 electricians practicing within the county or city may conduct
9 examinations designated by K.S.A. 12-1525, and amendments thereto, for
10 the purpose of determining the competency of applicants for such
11 licensure and shall not be allowed to ask further questions not designated
12 on such examination. The board of county commissioners of such county
13 or the governing body of such city shall adopt rules and regulations: (1)
14 Governing the conduct and grading of such examinations; (2) prescribing
15 a minimum score of 75% for passage of examinations; (3) fixing a
16 uniform fee to be charged all applicants taking each such examination;
17 and (4) requiring all persons receiving such license to obtain ~~not less than~~
18 ~~12 hours biennially~~ or six hours ~~annually~~ of continuing education
19 approved by such local governing body *within one year after the local*
20 *governing body adopts a new electrical code*. Not less than ~~six hours~~
21 ~~biennially~~ or three hours ~~annually~~ shall consist of code education.
22 Continuing education may be provided by the local governing body, a
23 nationally recognized trade association, community college, technical
24 school, technical college or other provider approved by the local
25 governing body. All hours of education shall consist of training relative to
26 construction, maintenance and code update training. Neither the county
27 commission nor the governing body of such city shall impose any
28 restriction on the number of providers of such continuing education.

29 (b) The certificate of competency received by any person who
30 successfully passes an examination designated by K.S.A. 12-1525, 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 electricians practicing within such county or city.
34 The county or city shall issue the appropriate license to any applicant
35 therefor who presents such a certificate of competency. The county or city
36 shall fix a uniform fee to be charged all such applicants for licensure.

37 (c) All new licenses issued by a county or city upon the basis of
38 successful passage of an examination designated by K.S.A. 12-1525, and
39 amendments thereto, shall bear a distinctive notation identifying the
40 testing agency and the specific test by name. All licenses renewed upon
41 the basis of completed continuing education as provided by subsection (a)
42 shall bear a distinctive notation to verify such completion. All such
43 licenses shall be valid in any other county or city which requires

1 examination and licensure of electricians for practice in such county or
2 city.

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

10 (e) Before sitting for the standard examination designated by K.S.A.
11 12-1525, and amendments thereto, an applicant for a journeyman or
12 residential certificate shall demonstrate documented proof of a minimum
13 of two years field experience. "Field experience" means working under
14 the direct supervision of a person having a valid journeyman certificate,
15 residential certificate or master certificate or attending trade related
16 schooling. No more than one year of the requirement may be satisfied by
17 trade related schooling. Schooling shall consist of a minimum of 240
18 hours classroom training.

19 (f) Before sitting for the standard examination designated by K.S.A.
20 12-1525, and amendments thereto, an applicant for a master certificate
21 shall demonstrate documented proof of having a valid journeyman
22 certificate for a minimum of two years.

23 Sec. 3. K.S.A. 2010 Supp. 12-1542 is hereby amended to read as
24 follows: 12-1542. (a) Any county or city requiring the licensure of
25 mechanical heating, ventilation and air conditioning contractors and
26 master and journeyman heating, ventilation and air conditioning
27 mechanics practicing within the county or city may conduct examinations
28 designated by K.S.A. 12-1541 for the purpose of determining the
29 competency of applicants for such licensure and shall not be allowed to
30 ask further questions not designated on such examination. The board of
31 county commissioners of such county or the governing body of such city
32 shall adopt rules and regulations: (1) Governing the conduct and grading
33 of such examinations; (2) prescribing a minimum score of 75% for
34 passage of examinations; (3) fixing a uniform fee to be charged all
35 applicants taking each such examination; and (4) requiring all persons
36 receiving such license ~~annually~~ to obtain ~~not less than 12 hours biennially~~
37 ~~or~~ six hours ~~annually~~ of continuing education approved by such local
38 governing body *within one year after the local governing body adopts a*
39 *new mechanical code*. Not less than ~~six hours biennially~~ or three hours
40 ~~annually~~ shall consist of code education. Continuing education may be
41 provided by the local governing body, a nationally recognized trade
42 association, community college, technical school, technical college or
43 other provider approved by the local governing body. All hours of

1 education shall consist of training relative to construction, maintenance
2 and code update training. Neither the county commission nor the
3 governing body of such city shall impose any restriction on the number of
4 providers of such continuing education.

5 (b) The certificate of competency received by any person who
6 successfully passes an examination designated by K.S.A. 12-1541, and
7 amendments thereto, shall be valid proof of competency for licensure,
8 without additional examination, in any county or city of the state which
9 requires licensure of mechanical heating, ventilation and air conditioning
10 contractors and master and journeyman heating, ventilation and air
11 conditioning mechanics practicing within such county or city. The county
12 or city shall issue the appropriate license to any applicant therefor who
13 presents such a certificate of competency. The county or city shall fix a
14 uniform fee to be charged all such applicants for licensure.

15 (c) All new licenses issued by a county or city upon the basis of
16 successful passage of an examination designated by K.S.A. 12-1541, and
17 amendments thereto, shall bear a distinctive notation identifying the
18 testing agency and the specific test by name. All licenses renewed upon
19 the basis of completed continuing education as provided by subsection (a)
20 shall bear a distinctive notation to verify such completion. All such
21 licenses shall be valid in any other county or city which requires
22 examination and licensure of mechanical heating, ventilation and air
23 conditioning contractors and master and journeyman heating, ventilation
24 and air conditioning mechanics for practice in such county or city.

25 (d) No person who was certified or licensed prior to July 1, 1989,
26 upon the basis of passage of a standard examination designated by the
27 political subdivision and whose certificate or license was issued by such
28 political subdivision which prescribed a minimum score of not less than
29 70% for passage of such examination, shall be required to be reexamined
30 for renewal of certification or licensure.

31 (e) Before sitting for the standard examination designated by K.S.A.
32 12-1541, and amendments thereto, an applicant for a journeyman heating,
33 ventilation and air conditioning mechanic certificate shall demonstrate
34 documented proof of a minimum of two years field experience. "Field
35 experience" means working under the direct supervision of a person
36 having a valid journeyman certificate or master certificate or attending
37 trade related schooling. No more than one year of the requirement may be
38 satisfied by trade related schooling. Schooling shall consist of minimum
39 of 240 hours classroom training.

40 (f) Before sitting for the standard examination designated by K.S.A.
41 12-1541, and amendments thereto, an applicant for a master heating,
42 ventilation and air conditioning mechanic certificate shall demonstrate
43 documented proof of having a valid journeyman certificate for a

1 minimum of two years or having field experience for a minimum of four
2 years.

3 Sec. 4. K.S.A. 2010 Supp. 12-1509, 12-1526 and 12-1542 are
4 hereby repealed.

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

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