

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

1995 Legislative Session

Bill No. _____ CB-52-1995

Chapter No. _____ 32

Proposed and Presented by Chairwoman MacKinnon (by request - County Executive)

Introduced by _____ Council Members MacKinnon and Del Giudice

Co-Sponsors

Date of Introduction _____ July 5, 1995

EMERGENCY BILL

AN ACT concerning

Fees

For the purpose of increasing certain fees relating to licenses for air conditioning, refrigeration, and heating servicing, and building and electrical contractors.

BY repealing and reenacting with amendments:

SUBTITLE 2. ADMINISTRATION.

Sections 2-253.09, 2-253.53, and 2-253.55,

The Prince George's County Code

(1991 Edition, 1994 Supplement).

SUBTITLE 2A. AIR CONDITIONING,

REFRIGERATION, AND HEATING SERVICING.

Section 2A-103,

The Prince George's County Code

(1991 Edition, 1994 Supplement, as amended by

CB-29-1995).

SECTION 1. BE IT ENACTED by the County Council of Prince George's County, Maryland, that Sections 2-253.09, 2-253.53, 2-253.55, and 2A-103 of the Prince George's County Code be and the same are hereby repealed and reenacted with the following

amendments:

SUBTITLE 2. ADMINISTRATION.

DIVISION 14A. BUILDING CONTRACTOR'S LICENSE.

Sec. 2-253.09. Application; fee; qualifications.

* * * * *

(b) Any person desiring to be licensed as a building contractor in Prince George's County shall make and file with the director a written application on a form approved by the board. Each application shall be accompanied by the sum of [Fifty Dollars (\$50.00)] Seventy-five Dollars (\$75.00) as application fee. The applicant shall furnish information which shall remain confidential for use of the board only as to his character references and financial responsibility, such responsibility may be shown by one or more of the following: Bank business reference and past record with lending institutions, financial statements, credit rating from an independent credit rating institution, bond, or other evidence of financial responsibility which the board exercises its expertise in the building field may find sufficient. The bond to be used to satisfy the requirement of financial responsibility shall be in the amount of Two Thousand Dollars (\$2,000.00). The bond shall be conditioned that the licensee shall perform all work done by him in the County in accordance with the Building Code and laws of the County and State. The County or any person damaged by failure of the licensee to comply with such Code and laws may proceed against such bond in any court of competent jurisdiction. The bonding provision may be satisfied if the applicant has obtained a bond in at least the amount of Two Thousand Dollars (\$2,000.00) in connection with an organized program approved by the board which provides the same protection to the public set forth herein. In addition, the applicant shall also furnish information as to his experience and/or training and education, or the experience and/or training and education of his associates, construction superintendent, or other principal employee or employees in the building trade as the board shall require. Before the issuance of a license, the director shall

ascertain from official sources the applicant's record of compliance with the laws of the State of Maryland and Prince George's County. The board may request further information from the director or other sources, make independent investigations and conduct examination of the applicant, at its discretion. On the basis of the foregoing, it shall be the board's duty, within a period of thirty (30) days from the date of the board meeting next following the date the application is received, unless the time is extended for good cause, to certify to the director whether the applicant and his organization are qualified to comply with the building code and laws of the County and State, to perform fully his building contracts, and should be licensed, and to notify the applicant. Before denying the issuance of a license, the board shall afford the applicant an opportunity for a hearing to show cause why his application should not be denied. The board shall give such applicant at least ten (10) days notice in writing of such hearing by personal service or by certified mail to the last address on file with this board and such notice shall state the intended grounds of denial. In no case shall denial of certification be unreasonable and a denial shall be in writing stating the reason, and shall be personally served or mailed by certified mail to the address on the application. Any denial may be appealed to the Circuit Court for Prince George's County by filing a notice of appeal with the Clerk of the Court within the time period specified in the Court rules for appeals from administrative agency.

DIVISION 14B. MASTER ELECTRICIAN'S LICENSE AND ELECTRICAL CONTRACTOR'S LICENSE.

Sec. 2-253.53. License application procedure; requirements.

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(c) Any individual desiring to be licensed as a Master Electrician shall make and file with the Director a written application on a form approved by the Board, together with a nonrefundable examination fee of [Twenty-five Dollars (\$25.00)] Sixty Dollars (\$60.00) for each examination.

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(3) License Fee. Prior to issuance of a first year license following passing of the qualifying examination, each applicant shall remit [Twenty-five Dollars (\$25.00)] Sixty Dollars (\$60.00) to cover the cost of the first year license.

(d) Any individual desiring to be licensed as a Master Electrician, Limited, shall make and file with the Director a written application on a form approved by the Board, together with a nonrefundable fee of [Twenty- five Dollars (\$25.00)] Sixty Dollars (\$60.00) for each examination.

* * * * *

(3) License Fee. Prior to issuance of a first year license following passing of the qualifying examination, each applicant shall remit [Twenty-five Dollars (\$25.00)] Sixty Dollars (\$60.00) to cover the cost of the first year license.

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Sec. 2-253.55. Term of licenses; renewal.

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(b) A licensee may renew a license by making and filing with the Director a written application for renewal on a form approved by the Board, together with a fee of [Fifty Dollars (\$50.00)] Sixty Dollars (\$60.00) for each application. The Director shall notify licensees by mail of the expiration date of their licenses sixty (60) days prior to the date of expiration.

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**SUBTITLE 2A. AIR CONDITIONING, REFRIGERATION,
AND HEATING SERVICING.**

Sec. 2A-103. Licensing.

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(b) Classes of license and fee - Each person, firm, or corporation proposing to engage or be employed in the business of installing, maintaining, repairing, or replacing refrigeration, air

conditioning, or heating equipment, subject to the limitations contained in this Subtitle, shall first secure a license or licenses, as follows: (For Bonding and insurance requirements, see Section 2A-105.)

Class of License	Annual License Fee
1. Refrigeration, air conditioning, and heating contractor	\$60.00
2. Master Refrigeration, air conditioning, and heating mechanic	[\$40.00] <u>\$60.00</u>
3. Refrigeration and air conditioning contractor specialist	[\$35.00] <u>\$60.00</u>
4. Master Refrigeration and air conditioning mechanic specialist	[\$25.00] <u>\$60.00</u>
5. Master Heating Contractor specialist	[\$35.00] <u>\$60.00</u>
6. Master Heating mechanic specialist	[\$25.00] <u>\$60.00</u>
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SECTION 2. BE IT FURTHER ENACTED that in accordance with the provisions of Section 317 of the Charter, the County Council hereby declares that a public emergency exists affecting the public health, safety, and welfare; said emergency being the need to implement certain increased fees at the earliest possible time in accordance with the FY96 County Budget which takes effect on July 1, 1995, in order to avoid a shortfall of anticipated revenues.

SECTION 3. BE IT FURTHER ENACTED that this Act shall take effect on the date it becomes law.

Adopted this 26th day of July, 1995, by an affirmative vote of two-thirds of the members of the full County Council.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY:
Anne T. MacKinnon
Chairwoman

ATTEST:

Joyce T. Sweeney
Clerk of the Council

APPROVED:

DATE: _____

BY:
Wayne K. Curry
County Executive

KEY:

Underscoring indicates language added to existing law.

[Brackets] indicate language deleted from existing law.

Asterisks *** indicate intervening existing Code provisions that remain unchanged.