

FORBES MECHANICAL CONTRACTORS ACT (EXCERPT)
Act 192 of 1984

***** 338.977 THIS SECTION IS REPEALED BY ACT 407 OF 2016 EFFECTIVE APRIL 4, 2017 *****

338.977 Installations, alterations, or servicing; designating contractor of record; notice; performance without compensation or on behalf of charitable organization; person registered as system provider or licensed as security alarm system contractor; license or permit to perform certain work not required; facility employing qualified maintenance crew; "charitable organization" defined.

Sec. 7. (1) Except as provided in subsection (3) or (4) and section 14, an individual, partnership, association, corporation, limited liability company, governmental subdivision, college, or university shall not perform installations, alterations, or servicing of work classifications under section 6(3) that are regulated by the state construction code act of 1972, 1972 PA 230, MCL 125.1501 to 125.1531, unless the individual, or an employee of the individual, partnership, association, corporation, limited liability company, governmental subdivision, college, or university has received a contractor's license from the department that has not been revoked or suspended, the license is either classified and limited as provided in section 6 or is annotated as provided in section 8, and the holder of the license has secured the appropriate permit from the enforcing agency charged with the responsibility of issuing permits.

(2) An individual, partnership, association, corporation, limited liability company, governmental subdivision, college, or university that performs installations, alterations, or servicing of work classifications under section 6(3) shall designate the holder of a contractor's license as described in subsection (1) as the contractor of record. The department shall be notified in writing of the designation.

(3) If the installation, alteration, or service of a work classification under section 6(3) is performed without compensation by a person licensed under this act for or on behalf of a charitable organization, the permit required under subsection (1) may be obtained by the owner of the property on which the work is performed. This subsection applies only to the reconstruction, renovation, or remodeling of 1- to 4-family dwellings.

(4) A person that is registered as a system provider under the security alarm systems act, 2012 PA 580, MCL 338.2181 to 338.2187, or licensed as a security alarm system contractor under the private security business and security alarm act, 1968 PA 330, MCL 338.1051 to 338.1092, is not required to obtain a license from the department under this act or obtain a license or permit from a governmental subdivision or enforcing agency to perform work described in subsection (1) in connection with the installation, maintenance, replacement, or servicing of a thermostat for a heating, ventilating, and air conditioning system or a hydronic heating and cooling system.

(5) This act does not require a contractor of record in a facility that regularly employs a qualified maintenance crew to perform within the facility mechanical contracting work regulated under this act.

(6) As used in this section, "charitable organization" means a not for profit tax-exempt religious, educational, or humane organization.

History: 1984, Act 192, Eff. Oct. 1, 1984;—Am. 1985, Act 168, Imd. Eff. Dec. 2, 1985;—Am. 1998, Act 300, Imd. Eff. July 28, 1998;—Am. 2013, Act 71, Imd. Eff. June 25, 2013.

Compiler's note: Former MCL 338.971 to 338.991, deriving from Act 208 of 1953 and pertaining to residential builders, were repealed by Act 383 of 1965, Eff. Apr. 1, 1966, and Act 12 of 1966, Eff. Sept. 1, 1966.

In subsection (1), the citation to "state construction code act of 1972" evidently should read "Stille-DeRossett-Hale single state construction code act".