

FORBES MECHANICAL CONTRACTORS ACT (EXCERPT)
Act 192 of 1984

***** 338.981 THIS SECTION IS REPEALED BY ACT 407 OF 2016 EFFECTIVE APRIL 4, 2017 *****

338.981 Investigation; hearings; oaths; testimony; report of findings; grounds for proceeding under MCL 338.986; violation of MCL 338.3101 to 338.3319; review; hearing required for imposition of sanctions; effect of suspended, revoked, or expired license; license required for securing permits.

Sec. 11. (1) The department may investigate the activities of a licensee related to the licensee's activities as a contractor. The department may hold hearings, administer oaths, and order relevant testimony to be taken and shall report its findings to the board. The board shall proceed under section 16 if the board finds that any of the following grounds exist:

- (a) The practice of fraud or deceit in obtaining a license under this act.
- (b) The practice of fraud or deceit in the performance of work for which a license is required under this act.
- (c) An act of gross negligence.
- (d) The practice of false advertising.
- (e) An act that demonstrates incompetence.
- (f) A violation of this act or a rule promulgated under this act.

(2) The department shall conduct a review upon notice by the department of public health that the licensee has violated the asbestos abatement contractors licensing act, 1986 PA 135, MCL 338.3101 to 338.3319, and may suspend or revoke that person's license for a knowing violation of that act.

(3) A revocation, suspension, or other sanction set forth in subsection (2) or section 16 shall be imposed only after a hearing has been conducted pursuant to the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328.

(4) The installation, alteration, or servicing of heating, cooling, ventilating, or refrigerating equipment or systems shall not be performed under a license that has been suspended, revoked, or has expired. A license, other than a license issued under this act, shall not be recognized for securing permits to install, alter, or service heating, cooling, ventilating, or refrigerating equipment or systems.

History: 1984, Act 192, Eff. Oct. 1, 1984;—Am. 1990, Act 5, Imd. Eff. Feb. 12, 1990;—Am. 2010, Act 149, Imd. Eff. Aug. 23, 2010

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note: Former MCL 338.971 to 338.991, deriving from Act 208 of 1953 and pertaining to residential builders, were repealed by Act 383 of 1965, Eff.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.

Administrative rules: R 338.901 et seq. of the Michigan Administrative Code.