

# SB2986



## 99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

SB2986

Introduced 2/18/2016, by Sen. Iris Y. Martinez

### SYNOPSIS AS INTRODUCED:

225 ILCS 317/15  
225 ILCS 317/20  
225 ILCS 317/120

Amends the Fire Sprinkler Contractor Licensing Act. Provides that after January 1, 2017, no initial licenses shall be issued under provisions allowing certain individuals to be exempt from the requirements of the Act. In provisions concerning licensing requirements and designated certified person requirements, changes references from "fire protection technology automatic sprinkler system layout" to "water-based (formerly automatic sprinkler) systems layout". Effective immediately.

LRB099 17040 SMS 41394 b

A BILL FOR

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Fire Sprinkler Contractor Licensing Act is  
5 amended by changing Sections 15, 20, and 120 as follows:

6 (225 ILCS 317/15)

7 Sec. 15. Licensing requirements.

8 (a) It shall be unlawful for any person or business to  
9 engage in, advertise, or hold itself out to be in the business  
10 of installing or repairing fire sprinkler systems in this State  
11 after 6 months after the effective date of this Act, unless  
12 such person or business is licensed by the State Fire Marshal.

13 (b) In order to obtain a license, a person or business must  
14 submit an application to the State Fire Marshal, on a form  
15 provided by the State Fire Marshal containing the information  
16 prescribed, along with the application fee.

17 (c) A business applying for a license must have a  
18 designated certified person employed at the business location  
19 and the designated certified person shall be identified on the  
20 license application.

21 (d) A person or business applying for a license must show  
22 proof of having liability and property damage insurance in such  
23 amounts and under such circumstances as may be determined by

1 the State Fire Marshal. The amount of liability and property  
2 damage insurance, however, shall not be less than the amount  
3 specified in Section 35 of this Act.

4 (e) A person or business applying for a license must show  
5 proof of having workers' compensation insurance covering its  
6 employees or be approved as a self-insurer of workers'  
7 compensation in accordance with the laws of this State.

8 (f) A person or business so licensed shall have a separate  
9 license for each business location within the State or outside  
10 the State when the business location is responsible for any  
11 installation or repair of fire sprinkler systems performed  
12 within the State.

13 (g) When an individual proposes to do business in her or  
14 his own name, a license, when granted, shall be issued only to  
15 that individual.

16 (h) If the applicant requesting licensure to engage in  
17 contracting is a business organization, such as a partnership,  
18 corporation, business trust, or other legal entity, the  
19 application shall state the name of the partnership and its  
20 partners, the name of the corporation and its officers and  
21 directors, the name of the business trust and its trustees, or  
22 the name of such other legal entity and its members and shall  
23 furnish evidence of statutory compliance if a fictitious name  
24 is used. Such application shall also show that the business  
25 entity employs a designated certified person as required under  
26 Section 20. The license, when issued upon application of a

1 business organization, shall be in the name of the business  
2 organization and the name of the qualifying designated  
3 certified person shall be noted thereon.

4 (i) No license is required for a person or business that is  
5 engaged in the installation of fire sprinkler systems only in  
6 single family or multiple family residential dwellings up to  
7 and including 8 family units that do not exceed 2 1/2 stories  
8 in height from the lowest grade level.

9 (j) All fire protection system layout documents of fire  
10 sprinkler systems, as defined in Section 10 of this Act, shall  
11 be prepared by (i) a professional engineer who is licensed  
12 under the Professional Engineering Practice Act of 1989, (ii)  
13 an architect who is licensed under the Illinois Architecture  
14 Practice Act of 1989, or (iii) a holder of a valid NICET level  
15 3 or 4 certification in water-based (formerly automatic  
16 sprinkler) systems ~~fire protection technology automatic~~  
17 ~~sprinkler system~~ layout who is either licensed under this Act  
18 or employed by an organization licensed under this Act.

19 (Source: P.A. 97-112, eff. 7-14-11.)

20 (225 ILCS 317/20)

21 Sec. 20. Designated certified person requirements.

22 (a) A designated certified person must either be a current  
23 Illinois licensed professional engineer or hold a valid NICET  
24 level 3 or higher certification in water-based (formerly  
25 automatic sprinkler) systems ~~"fire protection technology,~~

1 ~~automatic sprinkler system layout~~".

2 (b) At least one member of every firm, association, or  
3 partnership and at least one corporate officer of every  
4 corporation engaged in the installation and repair of fire  
5 sprinkler systems must be a designated certified person.

6 (c) A designated certified person must be employed by the  
7 licensee at a business location with a valid license.

8 (d) A designated certified person must perform his or her  
9 normal duties at a business location with a valid license.

10 (e) A designated certified person may only be the  
11 designated certified person for one business location and one  
12 business entity.

13 (f) A designated certified person must be directly involved  
14 in supervision. The designated certified person does not,  
15 however, have to be at the site of the installation or repair  
16 of the fire sprinkler system at all times.

17 (Source: P.A. 92-871, eff. 1-3-03.)

18 (225 ILCS 317/120)

19 Sec. 120. Grandfather clause. Any person or business that,  
20 as of the effective date of this Act, is installing or  
21 repairing fire sprinkler systems in the State of Illinois and  
22 has a minimum of 3 years of experience in installing or  
23 repairing fire sprinkler systems is exempt from having a  
24 designated certified person as required in Section 20. After  
25 January 1, 2017, no initial licenses shall be issued under this

1 Section.

2 (Source: P.A. 92-871, eff. 1-3-03.)

3 Section 99. Effective date. This Act takes effect upon  
4 becoming law.