

SENATE SUBSTITUTE FOR  
HOUSE BILL NO. 5955

A bill to limit the authority of political subdivisions to impose licensing regulation.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1           Sec. 1. This act shall be known and may be cited as the "local  
2 government occupational licensing act".

3           Sec. 3. As used in this act:

4           (a) "Licensing" means any training, education, or fee required  
5 for an individual to perform work in a specific occupation in a  
6 political subdivision, in this state, or in any other governmental  
7 unit in this state. The term includes registration.

8           (b) "Licensing authority" means an agency, examining board,  
9 credentialing board, or other office of a political subdivision or  
10 other governmental unit that has the authority to impose fees or  
11 other licensing requirements on an individual as a condition to

1 performing work in a specific occupation in that governmental unit.

2 (c) "Political subdivision" means a city, township, village,  
3 or county of this state.

4 (d) "Registration" means an authorization to use a designated  
5 title while performing work in a specific occupation in a political  
6 subdivision, in this state, or in any other governmental unit in  
7 this state.

8 Sec. 5. (1) Beginning January 1, 2018, a political subdivision  
9 shall not impose any licensing requirements on any individuals who  
10 perform a specific occupation if the political subdivision does not  
11 already impose licensing requirements on that occupation. However,  
12 a political subdivision may continue to regulate any occupation  
13 that is subject to licensing requirements in that political  
14 subdivision before January 1, 2018.

15 (2) If an occupation is subject to licensing requirements  
16 imposed by the department of licensing and regulatory affairs or  
17 any other licensing authority of this state, a political  
18 subdivision of this state shall not impose any regulations on that  
19 occupation that add additional licensing requirements to those  
20 already imposed by the licensing authority of this state.

21 (3) Beginning January 1, 2018, if the department of licensing  
22 and regulatory affairs or any other licensing authority of this  
23 state imposes any new licensing requirements on any occupation that  
24 was previously unregulated by the state, and if the political  
25 subdivision has licensing requirements that regulate that  
26 occupation in effect at the time the new state licensing  
27 requirements take effect, the political subdivision may not

1 continue to enforce its licensing requirements for that occupation  
2 on or after the date when the state licensing requirements take  
3 effect.

4 Sec. 11. This act does not apply to any licensing requirements  
5 that are subject to any of the following laws of this state:

6 (a) Sections 733 and 735 of the skilled trades regulation act,  
7 2016 PA 407, MCL 339.5733 and 339.5735.

8 (b) Section 2 of 1976 PA 333, MCL 338.2152.

9 (c) Section 6 of the security alarm systems act, 2012 PA 580,  
10 MCL 338.2186.

11 Enacting section 1. This act is retroactive and takes effect  
12 January 1, 2018.

13 Enacting section 2. This act does not take effect unless all  
14 of the following bills of the 99th Legislature are enacted into  
15 law:

16 (a) House Bill No. 5956.

17 (b) House Bill No. 5957.

18 (c) House Bill No. 5958.

19 (d) House Bill No. 5959.

20 (e) House Bill No. 5960.

21 (f) House Bill No. 5961.

22 (g) House Bill No. 5962.

23 (h) House Bill No. 5963.

24 (i) House Bill No. 5964.

25 (j) House Bill No. 5965.