HOUSE . . . . . No. 4139

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, October 23, 2019.

The committee on Consumer Protection and Professional Licensure, to whom was referred the petition (accompanied by bill, House, No. 200) of Paul Brodeur and Jason M. Lewis relative to the licensing of swimming pool builders and service contractors, reports recommending that the accompanying bill (House, No. 4139) ought to pass.

For the committee,

TACKEY CHAN.

FILED ON: 10/21/2019

HOUSE . . . . . No. 4139

The Commonwealth of Massachusetts

In the One Hundred and Ninety-First General Court
(2019-2020)

An Act relative to the licensure of swimming pool builders and service contractors.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Chapter 143 of the General Laws, as appearing in the 2018 Official Edition, is hereby amended by adding at the end thereof the following new section:-

Section 101. (a) The board of building regulations and standards shall adopt and enforce regulations to implement a swimming pool construction and installation work license and a swimming pool maintenance, service, and repair work license. Said regulations shall include, but not be limited to, the scope of work permitted under each license, and the amount and type of experience, training, and examination requirement for a person to obtain each license; provided, however, the board may adopt the levels of education and training necessary to meet the requirements of the International Swimming Pool and Spa Code.

(b) Any unlicensed person who willfully: (i) engages in the work for which a license is required under this section; (ii) holds themselves out to be licensed to engage in the work for which said license is required; or (iii) engages in the work for which said license is required after the expiration of said person's license shall be subject to a fine of not more than $1,000 for a first

violation, not more than $1,500 for a second violation, and not more than $3,000 for each subsequent violation occurring less than 3 years after a second or subsequent violation.

(c) The board may impose a grandfathering provision, and an initial license fee and subsequent renewals fee necessary to carry out the provisions of this section.

SECTION 2. The board of building regulations and standards shall promulgate rules and regulations necessary to carry out the provisions of this act no later than July 1, 2020.