

ORDINANCE NO. 870 (17)

AN ORDINANCE AMENDING PART 5, CHAPTER 5, ARTICLE B, SECTIONS 5-512, 5-514, 5-520, 5-521, 5-524, AND 5-525 REMOVING REGISTRATION REQUIREMENTS FOR JOURNEYMEN MECHANICAL CONTRACTORS; AND REPEALING ANY INCONSISTENT ORDINANCES OF THE CITY OF MOORE, STATE OF OKLAHOMA.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOORE, OKLAHOMA THAT PART 5, CHAPTER 5, ARTICLE B, SECTIONS 5-512, 5-514, 5-520, 5-521, 5-524, AND 5-525 ARE HEREBY AMENDED TO READ AS FOLLOWS:

SECTION 5-512 - LICENSE AND REGISTRATION REQUIRED.

- A. No person shall conduct, carry on or engage in the business of mechanical work or act in the capacity of a mechanical contractor within the city without first having had issued to him a valid and unrevoked mechanical contractor's license ~~by the Oklahoma State Health Department~~ as provided by state law and a current mechanical contractor's registration certificate issued by the city.
- B. No person shall labor at the trade of mechanical work in the capacity of a mechanical journeyman within the city without first having had issued to him a valid and unrevoked mechanical journeyman's license ~~by the Oklahoma State Health Department~~ as provided by state law ~~and a current mechanical journeyman registration certificate issued by the city.~~
- C. No person shall labor at the trade of mechanical work in the capacity of a mechanical apprentice within the city without first having had issued to him a valid and unrevoked mechanical apprentice registration certificate ~~by the Oklahoma State Health Department~~ as provided by state law ~~and a current mechanical apprentice registration certificate issued to him by the city.~~
- D. Any city certificate of registration issued to an applicant shall be issued only in the same category as the state license possessed by the applicant. It shall further be subject to all limitations, conditions or restrictions imposed on the state license possessed by the applicant. ~~The category of the city certificate of registration shall be indicated on the face of the certificate.~~ The categories for certificates of registration shall be the following:
 1. Unlimited mechanical air conditioning contractor;
 2. Limited mechanical air conditioning contractor;
 3. Unlimited heating contractor;
 4. Limited heating contractor;
 5. Refrigeration contractor;
 6. Sheet metal contractor;
 7. Natural gas piping contractor;
 8. ~~Unlimited mechanical air conditioning journeyman;~~
 9. ~~Limited mechanical air conditioning journeyman;~~
 10. ~~Unlimited heating journeyman;~~

- ~~11. Limited heating journeyman;~~
- ~~12. Refrigeration journeyman;~~
- ~~13. Sheet metal journeyman; and~~
- ~~14. Natural gas piping journeyman.~~

These categories shall have the same meanings ascribed to them by state law and regulations.

- E. Unless sooner revoked or suspended as provided for by this chapter, the city certificate of registration shall be for a term of one year from issuance and may be renewed upon expiration in the same manner as originally obtained. All registrations shall expire on the last day of August of each calendar year.
- F. A certificate of registration issued to a mechanical contractor ~~or journeyman~~ shall authorize the certificate holder to perform mechanical work only as authorized by state law and regulations adopted pursuant thereto. All mechanical work performed by a mechanical contractor or journeyman shall be strictly limited to the category or categories in which such contractor or journeyman is licensed by the state and registered with the city.
- G. All certificates issued hereunder must be renewed within thirty (30) days after the expiration of the certificate or the holder must apply and pay the fees as required for original registration.

SECTION 5-514 - ISSUANCE OF REGISTRATION CERTIFICATES.

The city shall issue mechanical certificates of registration pursuant to the following provisions:

1. A mechanical contractor's certificate shall be issued to every person who makes application for such certificate, pays the required fee, and presents a valid, unrevoked license issued ~~by the Oklahoma State Health Department~~ as provided by state law for contractor status;
2. ~~A mechanical journeyman's certificate shall be issued to every person who makes application for such certificate, pays the required fee, and presents a valid, unrevoked license issued by the Oklahoma State Health Department for journeyman status; and~~
3. ~~A mechanical apprentice certificate shall be issued to every person who makes application for such certificate, pays the required fee, and presents a valid, unrevoked license issued by the Oklahoma State Department of Health for apprentice status.~~

SECTION 5-520 - IDENTIFICATION DISPLAY ON VEHICLES REQUIRED.

Every mechanical contractor shall display the firm name under which he does business and ~~contractor number~~ State License number on all vehicles used in the operation of the business. The name shall be displayed on both sides or in other conspicuous places on the vehicle in letters of not less than two (2) inches in height. The ~~contractor number~~ State License number shall be permanently affixed on both sides or in other conspicuous places on the vehicle in numerals of not less than two (2) inches in height.

SECTION 5-521 - MECHANICAL CONTRACTOR TO EMPLOY ONLY LICENSED AND REGISTERED JOURNEYMAN.

A mechanical contractor shall not employ or hire anyone to perform mechanical work except a mechanical journeyman with a valid state license ~~and a valid city certificate of registration~~ as required by this article. Any journeyman employed by a mechanical contractor shall perform mechanical work only in the category or categories for which he has a valid state license ~~and a valid city certificate of registration~~.

SECTION 5-524 - MECHANICAL JOURNEYMAN REGULATIONS.

A mechanical journeyman shall, at all times while doing mechanical work, be in possession of a valid state license ~~and city certificate of registration~~ and be in the employment of a licensed and registered mechanical contractor. No mechanical journeyman shall contract to furnish labor or labor and materials for mechanical work.

SECTION 5-525 - MECHANICAL APPRENTICE REGULATIONS.

A mechanical apprentice shall be subject to the following limitations:

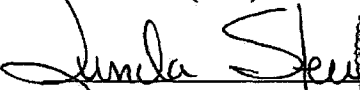
1. A mechanical apprentice shall work only under the direct supervision of a mechanical contractor or journeyman. The term "direct supervision" shall be construed as presence "on the job" with the supervisor who must be a licensed and registered mechanical contractor or a licensed ~~and registered~~ mechanical journeyman;
2. A maximum of three (3) mechanical apprentices may work under the supervision of a person licensed and registered as a mechanical contractor or as a mechanical journeyman; and
3. The apprentice must be working in the same category as the licensed and registered mechanical contractor or mechanical journeyman on the job.

Severability: If any of the provisions of this ordinance are determined to be unconstitutional or unlawful by any court of competent jurisdiction, the remainder shall be several and unaffected.

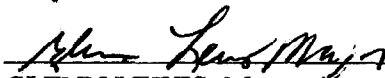
Repealer: Any ordinance or parts thereof in conflict with this section are hereby repealed.

PASSED AND APPROVED this 7 day of August, 2017.


ATTEST: (Seal)


LINDA STEWART, City Clerk




GLENN LEWIS, Mayor

APPROVED AS TO FORM & LEGALITY:


RANDY BRINK, City Attorney