
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 3038 Session of
1994

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COLAIZZO, YANDRISEVITS, E. Z. TAYLOR, THOMAS, VEON, BURNS,
TANGRETTI, OLASZ, SURRA, STURLA, PESCI AND MELIO,
SEPTEMBER 27, 1994

REFERRED TO COMMITTEE ON PROFESSIONAL LICENSURE,
SEPTEMBER 27, 1994

AN ACT

1 Regulating and requiring the licensure of construction
2 contractors; establishing the Construction Contractor
3 Licensing Board; creating the Construction Contractor
4 Licensing Board Fund; providing penalties; and making an
5 appropriation.

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11 The General Assembly of the Commonwealth of Pennsylvania
12 hereby enacts as follows:

13 Section 1. Short title.

14 This act shall be known and may be cited as the Construction
15 Contractors Licensing Act.

16 Section 2. Legislative findings.

17 The General Assembly finds and declares as follows:

18 (1) There are many instances when individual persons are
19 misclassified as independent contractors for the purpose of
20 allowing an employer to avoid the payment of applicable
21 payroll taxes, Social Security taxes, workers' compensation
22 premiums and unemployment compensation benefits for that
23 employee.

24 (2) The misclassification of workers as independent
25 contractors results in significant uncollected taxes that are
26 lost to the Commonwealth and in the evasion of payments for
27 legally required workers' compensation and unemployment
28 compensation insurance.

29 (3) The misclassification of workers places an undue
30 burden on all contractors, large and small, who lawfully

1 classify their workers correctly.

2 (4) Skyrocketing workers' compensation costs in this
3 Commonwealth are an indirect result of misclassification of
4 workers as independent contractors.

5 (5) The problems associated with the misclassification
6 of workers affect not only the responsible employers, who are
7 placed at a competitive disadvantage, but also the workers
8 and the taxpayers of this Commonwealth.

9 (6) Workers who are misclassified as independent
10 contractors face a serious risk operating without employer-
11 paid workers' compensation coverage, and the burden of paying
12 for those workers who become injured ultimately shifts to the
13 taxpayers of this Commonwealth.

14 (7) At a time when national attention is being given to
15 reforming our health care system and providing insurance
16 coverage for the uninsured, worker misclassification stands
17 out as an area where the Commonwealth can take action to
18 greatly improve the health and well-being of Commonwealth
19 workers.

20 Section 3. Definitions.

21 The following words and phrases when used in this act shall
22 have the meanings given to them in this section unless the
23 context clearly indicates otherwise:

24 "Board." The Construction Contractor Licensing Board
25 established under section 4.

26 "Contractor." A person engaged in the business of
27 construction, repair, alteration, dismantling or demolition of
28 bridges, highways, roads, streets, buildings, airports, dams,
29 drainage or irrigation ditches, sewers, water or gas mains,
30 water filters, tanks, towers, oil, gas or water pipelines and

1 every other type of structure, project, development or
2 improvement coming within the definition of real or personal
3 property. The term includes the construction, alteration or
4 repair of property to be held either for sale or rental and
5 shall include subcontractor, prime contractor, public
6 contractor, nonresident contractor, specialty contractor or any
7 other type of construction contractor where the cost of the
8 contract is \$500 or more. The term includes a construction
9 manager who performs management and counseling services for a
10 construction project for a professional fee.

11 "Department." The Department of Labor and Industry of the
12 Commonwealth.

13 "Fund." The Construction Contractor Licensing Board Fund
14 established under section 17.

15 Section 4. Construction Contractor Licensing Board.

16 (a) Board established.--There is hereby established within
17 the department the Construction Contractor Licensing Board. The
18 board shall consist of ten members as follows:

19 (1) The Secretary of Labor and Industry, who shall be a
20 nonvoting, ex-officio member.

21 (2) The Secretary of Commerce, who shall be a nonvoting,
22 ex-officio member.

23 (3) Four members appointed by the Governor, by and with
24 the advice and consent of the Senate, who are owners of
25 businesses engaged in the various contracting industries with
26 no less than ten years' experience as a contractor; with one
27 member appointed from each of the following contractor
28 classes:

29 (i) One general building contractor.

30 (ii) One electrical contractor.

1 (iii) One plumbing and piping contractor.

2 (iv) One heating, ventilating and cooling
3 contractor.

4 (4) Two members, appointed by the Governor, by and with
5 the advice and consent of the Senate, who are building code
6 officials and who are not members of any contracting
7 industry.

8 (5) Two members, appointed by the Governor, by and with
9 the advice and consent of the Senate, who are representatives
10 of organized labor, familiar with the construction industry.

11 (b) Terms and vacancies.--Initially, two members shall be
12 appointed for one year, two members for two years, two members
13 for three years and two members for four years, as designated by
14 the Governor at the time of appointment. Thereafter, terms shall
15 be for four years. A member who has served all or part of two
16 consecutive terms shall not be subject to reappointment unless
17 four years have elapsed since the member last served. Vacancies
18 shall be filled by appointment by the Governor for the unexpired
19 term of any member whose office is vacant and shall be made
20 within 60 days of the occurrence of the vacancy. A vacancy on
21 the board shall not impair the right of the remaining members to
22 exercise all the powers of the board.

23 (c) Chairperson, expenses and quorum.--The board shall elect
24 as chairperson one of the voting members of the board. The board
25 shall meet at least once quarterly and at other times as called
26 by the chairperson or a majority of the board. Board members
27 shall receive no remuneration for their service but shall be
28 reimbursed for their actual expenses incurred in the performance
29 of their duties. A majority of the membership of the board shall
30 constitute a quorum of the board.

1 Section 5. Duties of board.

2 (a) Rules and regulations.--The board shall adopt rules and
3 regulations relating to the following:

4 (1) The minimum qualifications for applicants for
5 examination and license in all classes of contractor.

6 (2) The content of examinations for applicants in each
7 class.

8 (3) Procedures for application, examination and license
9 renewal and the manner in which the examination will be
10 conducted.

11 (4) The continued competency of licensees for purposes
12 of renewal and reinstatement of licenses.

13 (5) Procedures for disciplinary action before the board.

14 (6) Application and annual license fees of not more than
15 \$150.

16 (b) Other duties.--The board shall:

17 (1) Hold at least one meeting in each calendar quarter
18 and notify applicants thereof.

19 (2) Request, through the department, investigation of
20 any alleged violation of this act or of the regulations.

21 (3) Forward results of examinations to the department
22 within 20 days following the examination.

23 (4) Notify the department and board members of meeting
24 dates and agenda items at least five days prior to meetings.

25 (5) Take minutes and records of all meetings and
26 proceedings.

27 (6) Hire an executive director and support staff as may
28 be necessary.

29 Section 6. Licensing requirements and exemptions.

30 (a) General rule.--On or after October 1, 1994, a person may

1 not engage in this Commonwealth in any act as a contractor
2 unless the person holds a license issued under this act. No
3 firm, partnership, corporation, association or other entity may
4 engage in contracting in this Commonwealth unless an officer
5 thereof holds a license issued under this act.

6 (b) License posting.--Any person to whom a license has been
7 issued under this act shall keep the license or a copy thereof
8 posted in a conspicuous position at every construction site
9 where work is being done by the contractor. The contractor's
10 license number shall be included in all contracting
11 advertisements and all fully executed and binding contracts. Any
12 person violating the provisions of this subsection shall be
13 subject, after hearing, to a warning, a reprimand or a fine of
14 not more than \$500.

15 (c) Exemptions.--The following are exempt from licensure:

16 (1) Work done exclusively by employees of the Federal
17 Government, the Commonwealth, a county, municipality or
18 municipal corporation or any governmental subdivision or
19 agency thereof.

20 (2) A person who furnishes materials or supplies without
21 fabricating or consuming them in the construction project.

22 (3) Work performed personally by an owner or lessee of
23 real property or property which is primarily used for
24 agricultural or farming enterprise.

25 (4) A material supplier who renders advice concerning
26 use of products sold and who does not provide construction or
27 installation services.

28 (5) Work performed by a public utility regulated by the
29 Pennsylvania Public Utility Commission.

30 (6) Repair work contracted for by the owner of the

1 equipment on an emergency basis in order to maintain or
2 restore the operation of the equipment.

3 (7) Work performed by an employer's regular employees,
4 for which the employees are paid regular wages and not a
5 contract price, on business property owned or leased by the
6 employer.

7 (8) A person who personally performs construction work
8 on the site of a real property which the person owns or
9 leases whether for commercial or residential purposes.

10 (9) Work performed, when the specifications for the work
11 have been developed or approved by engineering personnel
12 employed by the owner of a facility, by registered
13 professional engineers licensed under the act of May 23, 1945
14 (P.L.913, No.367), known as the Engineer, Land Surveyor and
15 Geologist Registration Law, when the work to be performed,
16 because of its specialized nature or process, cannot be
17 reasonably or timely contracted for within the general area
18 of the facility.

19 Section 7. Application procedure.

20 (a) General rule.--A person desiring to be licensed as a
21 contractor under this act shall submit to the board a written
22 application requesting licensure, providing the information the
23 board may require on a form supplied by the board, and shall pay
24 a license fee.

25 (b) Exception.--A person holding a business registration
26 certificate to conduct business in this Commonwealth as a
27 contractor prior to September 30, 1994, may register with the
28 board, certify by affidavit the requirements of section 15(b)
29 and pay a license fee not to exceed \$150 and shall be issued a
30 contractor's license without further examination.

1 Section 8. License expiration.

2 A license issued under this act expires one year from the
3 date on which it is issued.

4 Section 9. Unlawful use, assignment and transfer of license.

5 A license may not be issued for any purpose by any person
6 other than the person to whom the license is issued. A license
7 may not be assigned, transferred or otherwise disposed of so as
8 to permit the unauthorized use thereof. Any person who violates
9 this section is subject to the penalties imposed under section
10 14.

11 Section 10. Prerequisites to obtaining building permit.

12 A person making application to the building inspector or
13 other authority in this Commonwealth charged with the duty of
14 issuing building or other permits for the construction of any
15 building, highway, sewer or structure or for any removal of
16 materials or earth, grading or improvement shall before issuance
17 of the permit either furnish satisfactory proof to the inspector
18 or authority that the person is licensed under this act to carry
19 out or superintend the same or file a written affidavit that the
20 person is not subject to licensure as a contractor or
21 subcontractor under this act. The inspector or authority shall
22 not issue a building permit to any person who does not possess a
23 valid contractor's license when required by this act.

24 Section 11. Notice included with invitations to bid and
25 specifications.

26 Any architect or engineer preparing any plan and
27 specification for contracting work to be performed in this
28 Commonwealth shall include in the plan specification and
29 invitation to bid and a reference to this act, informing any
30 prospective bidder that the contractor's license number must be

1 included on any bid submission. A subcontractor shall furnish
2 his contractor's license number to the contractor prior to the
3 award of the contract.

4 Section 12. License renewal, lapse and reinstatement.

5 (a) General rule.--A license which is not renewed on or
6 before the renewal date shall lapse. The board may establish by
7 regulations a delayed renewal fee to be paid for issuance of any
8 license which has lapsed. However, a license which has lapsed
9 for a period of two years or more may not be renewed.

10 (b) Satisfaction of requirements.--In the event that
11 continuing education or other requirements are made a condition
12 of license reinstatement after lapse, suspension or revocation,
13 the requirements must be satisfied before the license is
14 reissued.

15 Section 13. Disciplinary powers of board.

16 (a) Authority of board.--The board has the authority to
17 impose the following disciplinary actions:

18 (1) Permanently revoke a license.

19 (2) Suspend a license for a specified period.

20 (3) Censure or reprimand a licensee.

21 (4) Impose limitations or conditions on the professional
22 practice of a licensee.

23 (5) Impose requirements for remedial professional
24 education to correct deficiencies in the education, training
25 and skill of a licensee.

26 (6) Impose a probationary period requiring a licensee to
27 report regularly to the board on matters related to the
28 grounds for probation. The board may withdraw probationary
29 status if the deficiencies that require the sanction are
30 remedied.

1 (b) License suspension.--The board may summarily suspend a
2 licensee pending a hearing or pending an appeal after a hearing
3 upon a determination that the licensee poses a clear,
4 significant and immediate danger to the public health and
5 safety.

6 (c) License reinstatement.--The board may reinstate the
7 suspended or revoked license of a person if, upon a hearing, the
8 board finds and determines that the person is able to practice
9 with skill and safety.

10 (d) Surrender of license.--The board may accept the
11 voluntary surrender of a license. However, the license may not
12 be reissued unless the board determines that the licensee is
13 competent to resume practice and the licensee pays the
14 appropriate renewal fee.

15 (e) Appeal deadlines.--A person or contractor adversely
16 affected by disciplinary action may appeal to the board within
17 60 days of the date the disciplinary action is taken. The board
18 shall hear the appeal within 15 days from receipt of notice of
19 appeal. Hearings shall be held in Harrisburg. The board may
20 retain a hearing examiner to conduct the hearings and present
21 proposed findings of fact and conclusions of law to the board
22 for its action.

23 (f) Appeal procedures.--Any party adversely affected by any
24 action of the board may appeal the action in accordance with 2
25 Pa.C.S. (relating to administrative law and procedure).

26 (g) Causes for disciplinary action.--The following are
27 causes for disciplinary action:

28 (1) Abandonment, without legal excuse, of any
29 construction project or operation engaged in or undertaken by
30 the licensee.

1 (2) Willful failure or refusal to complete a
2 construction project or operation with reasonable diligence,
3 thereby causing material injury to another.

4 (3) Willful departure from or disregard of plans or
5 specifications in any material respect without the consent of
6 the parties to the contract.

7 (4) Willful or deliberate violation of the building laws
8 or regulations of this Commonwealth or of any political
9 subdivision thereof.

10 (5) Willful or deliberate failure to pay any moneys when
11 due for any materials free from defect or for services
12 rendered in connection with the person's operations as a
13 contractor when the person has the capacity to pay or when
14 the person has received sufficient funds under the contract
15 as payment for the particular construction work for which the
16 services or materials were rendered or purchased or the
17 fraudulent denial of any amount with intent to injure, delay
18 or defraud the person to whom the debt is owed.

19 (6) Willful or deliberate misrepresentation of a
20 material fact by an applicant or licensee in obtaining a
21 license or in connection with official licensing matters.

22 (7) Willful or deliberate failure to comply in any
23 material respect with this act or the regulations of the
24 board.

25 (8) Willful or deliberate action in the capacity of a
26 contractor when not licensed, or as a contractor by a person
27 other than the person to whom the license is issued except as
28 an employee of the licensee.

29 (9) Willful or deliberate action with the intent to
30 evade the provisions of this act by:

1 (i) Aiding or abetting an unlicensed person to evade
2 the provisions of this act.

3 (ii) Combining or conspiring with an unlicensed
4 person to perform an unauthorized act.

5 (iii) Allowing a license to be used by an unlicensed
6 person.

7 (iv) Attempting to assign, transfer or otherwise
8 dispose of a license or permitting the unauthorized use
9 thereof.

10 (10) Engaging in any willful, fraudulent or deceitful
11 act in the capacity as a contractor whereby substantial
12 injury is sustained by another.

13 (11) Performing work which is not commensurate with a
14 general standard of the specific classification or contractor
15 or which is below a building or construction code adopted by
16 the municipality in which the work is performed.

17 (h) Limitations.--In all disciplinary hearings, the board
18 has the burden of proof as to all matters in contention. A
19 disciplinary action may not be taken by the board except on the
20 affirmative vote of at least five members thereof. Except for
21 violations under section 13, no disciplinary action shall be
22 taken by the board for any cause unless the licensee has been
23 finally adjudicated in a court of record as having perpetrated
24 the act. Except as specifically set out under this act, the
25 board shall have no power or authority to impose or assess
26 damages.

27 Section 14. Administrative duties of department.

28 (a) Duties of department.--For and on behalf of the board,
29 the department shall perform the following administrative
30 duties:

- 1 (1) Collect and record all fees.
- 2 (2) Maintain records and files.
- 3 (3) Issue and receive application forms.
- 4 (4) Notify applicants of the results of the board
- 5 examination.
- 6 (5) Arrange space for holding examinations and other
- 7 proceedings.
- 8 (6) Issue licenses and temporary licenses as authorized
- 9 by this act and the board.
- 10 (7) Issue duplicate licenses upon submission of a
- 11 written request by the licensee attesting to loss of or the
- 12 failure to receive the original and payment by the licensee
- 13 of a fee established by regulation and adopted by the
- 14 department.
- 15 (8) Notify licensees of renewal dates at least 30 days
- 16 before the expiration date of their license.
- 17 (9) Answer routine inquiries.
- 18 (10) Maintain files relating to individual licensees.
- 19 (11) Arrange for printing and advertising.
- 20 (12) Purchase supplies.
- 21 (13) Employ additional assistance when needed.
- 22 (14) Perform other services that may be requested by the
- 23 board.
- 24 (15) Provide inspection, enforcement and investigative
- 25 services to the board.
- 26 (16) Issue cease and desist orders to persons engaging
- 27 in contracting within this Commonwealth without a valid
- 28 license.

29 (b) Applicant affidavit.--Following successful completion of
30 the examination and prior to the issuance of the license, the

1 applicant shall provide the following information, along with an
2 affidavit certifying the information:

3 (1) The classification of work performed.

4 (2) A list of unsatisfied judgments resulting from any
5 bond claims and litigation involving the applicant or the
6 applicant's principals within the prior five years.

7 (3) The applicant's Social Security number.

8 (4) A statement that the applicant is in compliance with
9 the applicable provisions of the act of June 2, 1915
10 (P.L.736, No.338), known as the Workers' Compensation Act.

11 (5) A statement that the applicant is in compliance with
12 the applicable provisions of the act of December 5, 1936 (2nd
13 Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment
14 Compensation Law.

15 (6) The applicant's State withholding tax account
16 number.

17 (7) The applicant's Federal employer identification
18 number.

19 (8) A statement, under oath, of experience and
20 qualifications and the names of three persons who are
21 knowledgeable about the applicant's experience and
22 qualifications.

23 (9) A statement from the Bureau of Workers' Compensation
24 that the applicant has secured workers' compensation
25 satisfactory to that bureau.

26 (10) A good and valid surety bond in the amount of
27 \$10,000 issued by a surety company authorized to do business
28 in this Commonwealth.

29 (11) Proof of public liability, personal injury and
30 property damage insurance in the amount of \$500,000.

1 (12) A statement that the applicant has not been
2 convicted of a felony under the act of April 14, 1972
3 (P.L.233, No.64), known as The Controlled Substance, Drug,
4 Device and Cosmetic Act, or of an offense under the laws of
5 another jurisdiction which, if committed in this
6 Commonwealth, would be a felony under The Controlled
7 Substance, Drug, Device and Cosmetic Act, unless all of the
8 following are met:

9 (i) At least ten years have elapsed from the date of
10 conviction.

11 (ii) The applicant satisfactorily demonstrates to
12 the board that he has made significant progress in
13 personal rehabilitation since the conviction, so that
14 licensure of the applicant should not be expected to
15 create a substantial risk of harm to the health and
16 safety of the public or a substantial risk of further
17 criminal violations.

18 (iii) The applicant otherwise satisfies the
19 requirements contained in or authorized by this act. As
20 used in this subparagraph, the term "convicted" includes
21 a judgment, an admission or guilt or a plea of nolo
22 contendere.

23 Section 15. Rules.

24 The board may promulgate rules and regulations to administer
25 and enforce this act. The board may disseminate educational or
26 any other materials designed to improve performance standards of
27 any contractor group to contractors within this Commonwealth.
28 The board may adopt and use a seal with the words "Construction
29 Contractor Licensing Board of the Commonwealth."

30 Section 16. Construction Contractor Licensing Board Fund.

1 All moneys received under this act shall be deposited in a
2 special account hereby created in the State Treasury, to be
3 known as the Construction Contractor Licensing Board Fund.
4 Expenditures from the fund shall be for the purposes set forth
5 in this act and are not authorized from collections but are to
6 be made only in accordance with appropriation by the General
7 Assembly. Amounts collected which are found from time to time to
8 exceed the funds needed for purposes set forth in this act may
9 be transferred to other accounts or funds and redesignated for
10 other purposes by appropriation of the General Assembly.

11 Section 17. Recordkeeping.

12 (a) Public inspection of records.--The board shall maintain
13 at the principal office, open for public inspection during
14 office hours, a complete indexed record of all applications,
15 licenses issued, licenses renewed and all revocations,
16 cancellations and suspensions of licenses. Applications shall
17 show the date of application, name, qualifications, place of
18 business and place of residence of each applicant and whether
19 the application was approved or refused.

20 (b) Confidentiality requirements.--

21 (1) All investigations, complaints, reports, records,
22 proceedings and other information received by the department
23 and board and related to complaints made to the department or
24 board of investigations conducted by the department or board
25 under this act, including the identity of the complainant or
26 respondent, shall be confidential and shall not be knowingly
27 and improperly disclosed by any member or former member of
28 the board, the department or staff, except as follows:

29 (i) Upon a finding that probable cause exists to
30 believe that a respondent has violated this act, the

1 complaint and all reports, records, nonprivileged and
2 nondeliverable materials introduced at any probable cause
3 hearing held pursuant to the complaint are thereafter not
4 confidential. However, the confidentiality of the
5 information shall remain in full force and effect until
6 the respondent has been served with a copy of the
7 statement of charges.

8 (ii) Any subsequent hearing held in the matter for
9 the purpose of receiving evidence or the arguments of the
10 parties or their representatives shall be open to the
11 public, and all reports, records and nondeliberative
12 materials introduced into evidence at the subsequent
13 hearing, as well as the board's orders and department's
14 orders, are not confidential.

15 (iii) The department or board may release any
16 information relating to an investigation at any time if
17 the release has been agreed to in writing by the
18 respondent.

19 (iv) The complaint, as well as the identity of the
20 complainant, shall be disclosed to a person named as
21 respondent in any complaint filed immediately upon the
22 respondent's request.

23 (v) Where the department or board is otherwise
24 required by this act to disclose information or to
25 proceed in a manner that disclosure is necessary and
26 required to fulfill the requirement.

27 (2) If, in a specific case, the department or board
28 finds that there is a reasonable likelihood that the
29 dissemination of information or opinion in connection with a
30 pending or imminent proceeding will interfere with a fair

1 hearing or otherwise prejudice the due administration of
2 justice, the department or board shall order that all or a
3 portion of the information communicated to the department or
4 board to cause an investigation and all allegations of
5 violations or misconduct contained in a complaint shall be
6 confidential, and the person providing the information or
7 filing a complaint shall be bound to confidentiality until
8 further order of the board.

9 (c) Penalty.--If a person violates the provisions of
10 subsection (b) by knowingly and willfully disclosing any
11 information made confidential under this section or by the
12 department or board, the person commits a misdemeanor of the
13 third degree and shall, upon conviction, be sentenced to pay a
14 fine of not less than \$500 nor more than \$5,000 or to
15 imprisonment for not more than one month, or both.

16 (d) Report.--The department shall certify to the auditor and
17 to the General Assembly a detailed statement of all moneys
18 received and spent during the preceding fiscal year.

19 Section 18. Violations.

20 (a) Cease and desist orders.--Upon a determination that a
21 person is engaged in contracting business in this Commonwealth
22 without a valid license, the board or department shall issue a
23 cease and desist order requiring the person to immediately cease
24 all operations in this Commonwealth. The order shall be
25 withdrawn upon issuance of a license to the person. After a
26 hearing, the board may impose a penalty of not less than \$500
27 nor more than \$1,000 upon any person engaging in contracting
28 business in this Commonwealth without a valid license.

29 (b) Continuing violations.--Any person continuing to engage
30 in contracting business in this Commonwealth without a valid

1 license after service of a cease and desist order commits a
2 misdemeanor of the third degree and shall, upon conviction, be
3 sentenced to pay a fine of not less than \$1,000 nor more than
4 \$5,000 or to imprisonment for not more than one month, or both.

5 (c) Injunctions.--The board may institute proceedings in the
6 court of common pleas of the county in which an alleged
7 violation of this act occurred or is now occurring to enjoin the
8 violation.

9 (d) Additional penalty.--Any person who undertakes any
10 construction work without a valid license when the license is
11 required by this act, when the total cost of the contractor's
12 construction contract on any project upon which the work is
13 undertaken is \$500 or more, shall, in addition to any other
14 penalty provided, be assessed by the board an administrative
15 penalty of not more than \$200 a day for each day the person is
16 in violation.

17 (e) Procedure.--Hearings and judicial review of board action
18 shall be conducted in accordance with 2 Pa.C.S. (relating to
19 administrative law and procedure).

20 Section 19. Reciprocity.

21 To the extent that other states which provide for the
22 licensing of contractors provide for similar action, the board,
23 in its discretion, may grant licenses of the same or equivalent
24 classification to contractors licensed by other states, without
25 written examination upon satisfactory proof furnished to the
26 board that the qualifications of the applicants are equal to the
27 qualifications of holders of similar licenses in this
28 Commonwealth, upon certification to the department as required
29 under section 14(b) and upon payment of the required fee.

30 Section 20. Appropriation.

1 The sum of \$85,000, or as much thereof as may be necessary,
2 is hereby appropriated to the Construction Contractor Licensing
3 Board in the Department of Labor and Industry for the payment of
4 costs of processing licenses and renewals, for the operation of
5 the board and for other general costs of board operations
6 relating to this act. The appropriation granted shall be repaid
7 by the board within three years of the beginning of issuance of
8 licenses by the board.

9 Section 21. Effective date.

10 This act shall take effect in 60 days.