



Sen. Michael Noland

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LRB099 19638 SMS 46313 a

1 AMENDMENT TO SENATE BILL 2982

2 AMENDMENT NO. _____. Amend Senate Bill 2982 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Roofing Industry Licensing Act is
5 amended by changing Sections 2 and 11 as follows:

6 (225 ILCS 335/2) (from Ch. 111, par. 7502)

7 (Section scheduled to be repealed on January 1, 2026)

8 Sec. 2. Definitions. As used in this Act, unless the
9 context otherwise requires:

10 (a) "Licensure" means the act of obtaining or holding a
11 license issued by the Department as provided in this Act.

12 (b) "Department" means the Department of Financial and
13 Professional Regulation.

14 (c) "Secretary" means the Secretary of Financial and
15 Professional Regulation.

16 (d) "Person" means any individual, partnership,

1 corporation, business trust, limited liability company, or
2 other legal entity.

3 (e) "Roofing contractor" is one who has the experience,
4 knowledge and skill to construct, reconstruct, alter, maintain
5 and repair roofs and use materials and items used in the
6 construction, reconstruction, alteration, maintenance and
7 repair of all kinds of roofing and waterproofing as related to
8 roofing, all in such manner to comply with all plans,
9 specifications, codes, laws, and regulations applicable
10 thereto, but does not include such contractor's employees to
11 the extent the requirements of Section 3 of this Act apply and
12 extend to such employees.

13 (f) "Board" means the Roofing Advisory Board.

14 (g) "Qualifying party" means the individual filing as a
15 sole proprietor, partner of a partnership, officer of a
16 corporation, trustee of a business trust, or party of another
17 legal entity, who is legally qualified to act for the business
18 organization in all matters connected with its roofing
19 contracting business, has the authority to supervise roofing
20 installation operations, and is actively engaged in day to day
21 activities of the business organization.

22 "Qualifying party" does not apply to a seller of roofing
23 materials or services when the construction, reconstruction,
24 alteration, maintenance, or repair of roofing or waterproofing
25 is to be performed by a person other than the seller or the
26 seller's employees.

1 (h) "Limited roofing license" means a license made
2 available to contractors whose roofing business is limited to
3 roofing residential properties consisting of 8 units or less.

4 (i) "Unlimited roofing license" means a license made
5 available to contractors whose roofing business is unlimited in
6 nature and includes roofing on residential, commercial, and
7 industrial properties.

8 (j) "Seller of services or materials" means a business
9 entity primarily engaged in the sale of tangible personal
10 property at retail.

11 (k) "Building permit" means a permit issued by a unit of
12 local government for work performed within the local
13 government's jurisdiction that requires a license under this
14 Act.

15 (l) "Address of record" means the designated address
16 recorded by the Department in the applicant's or licensee's
17 application file or license file as maintained by the
18 Department's licensure maintenance unit. It is the duty of the
19 applicant or licensee to inform the Department of any change of
20 address, and those changes must be made either through the
21 Department's website or by contacting the Department.

22 (m) "Roof repair" means reconstruction or renewal of any
23 part of an existing roof for the purposes of its maintenance.

24 (Source: P.A. 99-469, eff. 8-26-15.)

1 (Section scheduled to be repealed on January 1, 2026)

2 Sec. 11. Application of Act.

3 (1) Nothing in this Act limits the power of a municipality,
4 city, county, or incorporated area to regulate the quality and
5 character of work performed by roofing contractors through a
6 system of permits, fees, and inspections which are designed to
7 secure compliance with and aid in the implementation of State
8 and local building laws or to enforce other local laws for the
9 protection of the public health and safety.

10 (2) Nothing in this Act shall be construed to require a
11 seller of roofing materials or services to be licensed as a
12 roofing contractor when the construction, reconstruction,
13 alteration, maintenance or repair of roofing or waterproofing
14 is to be performed by a person other than the seller or the
15 seller's employees.

16 (3) Nothing in this Act shall be construed to require a
17 person who performs roofing or waterproofing work to his or her
18 own property, or for no consideration, to be licensed as a
19 roofing contractor.

20 (4) Nothing in this Act shall be construed to require a
21 person who performs roof repair ~~roofing~~ or waterproofing work
22 to his or her employer's property to be licensed as a roofing
23 contractor, where there exists an employer-employee
24 relationship. Nothing in this Act shall be construed to apply
25 to the installation of plastics, glass or fiberglass to
26 greenhouses and related horticultural structures, or to the

1 repair or construction of farm buildings.

2 (5) Nothing in this Act limits the power of a municipality,
3 city, county, or incorporated area to collect occupational
4 license and inspection fees for engaging in roofing
5 contracting.

6 (6) Nothing in this Act limits the power of the
7 municipalities, cities, counties, or incorporated areas to
8 adopt any system of permits requiring submission to and
9 approval by the municipality, city, county, or incorporated
10 area of plans and specifications for work to be performed by
11 roofing contractors before commencement of the work.

12 (7) Any official authorized to issue building or other
13 related permits shall ascertain that the applicant contractor
14 is duly licensed before issuing the permit. The evidence shall
15 consist only of the exhibition to him or her of current
16 evidence of licensure.

17 (8) This Act applies to any roofing contractor performing
18 work for the State or any municipality, city, county, or
19 incorporated area. Officers of the State or any municipality,
20 city, county or incorporated area are required to determine
21 compliance with this Act before awarding any contracts for
22 construction, improvement, remodeling, or repair.

23 (9) If an incomplete contract exists at the time of death
24 of a licensee, the contract may be completed by any person even
25 though not licensed. Such person shall notify the Department
26 within 30 days after the death of the contractor of his or her

1 name and address. For the purposes of this subsection, an
2 incomplete contract is one which has been awarded to, or
3 entered into by, the licensee before his or her death or on
4 which he or she was the low bidder and the contract is
5 subsequently awarded to him or her regardless of whether any
6 actual work has commenced under the contract before his or her
7 death.

8 (10) The State or any municipality, city, county, or
9 incorporated area may require that bids submitted for roofing
10 construction, improvement, remodeling, or repair of public
11 buildings be accompanied by evidence that that bidder holds an
12 appropriate license issued pursuant to this Act.

13 (11) (Blank).

14 (12) Nothing in this Act shall prevent a municipality,
15 city, county, or incorporated area from making laws or
16 ordinances that are more stringent than those contained in this
17 Act.

18 (Source: P.A. 99-469, eff. 8-26-15.)".