

STATE OF NEW YORK

7396

2021-2022 Regular Sessions

IN SENATE

September 22, 2021

Introduced by Sen. MATTERA -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the labor law, in relation to licensing of millwright contractors and journeymen

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. The labor law is amended by adding a new article 34 to read
2 as follows:

ARTICLE 34

MILLWORK; LICENSING

Section 960. Definitions.

6 961. Large industrial trades board.

7 962. Licensing.

8 963. Rules and regulations.

9 § 960. Definitions. As used in this article, the following terms shall
10 have the following definitions:

11 1. "Millwright work" means the unloading, dismantling, erecting,
12 assembling, aligning and adjusting of all apparatus, devices and compo-
13 nent parts of gas and steam turbine powertrains and equipment used for
14 manufacturing and industrial processors, excluding all pipe, valves,
15 fittings and any component of a piping system, as well as hoisting,
16 crane operation or electrical work.

17 2. "Board" means the large industrial trades board established by
18 section nine hundred sixty-one of this article.

19 § 961. Large industrial trades board. A large industrial trades board
20 is hereby established, to consist of nine members who shall be residents
21 of this state. Three such members shall be representatives of industrial
22 trades management, three of whom shall be representatives from labor and
23 three of whom shall be members of the general public. The three labor
24 representatives shall be journeyperson members of a carpenter's union
25 and two of such management representatives shall be members of the New

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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1 York State Builders Association. The journeymen members of the board
2 established under this section shall be appointed by the governor from a
3 list of names submitted by employers' and employees' associations in the
4 respective occupations. The governor may fill any vacancy occurring in
5 the membership of any such board, may remove any member for cause, after
6 notice and hearing, and shall remove any licensed member whose license
7 is not renewed or whose license has become void, revoked or suspended.
8 Each member of such boards shall, before entering upon the duties of
9 such member's office, take the constitutional oath of office and file
10 the same in the office of the secretary of state. Members shall not be
11 compensated for their services but shall be reimbursed for necessary
12 expenses incurred in the performance of their duties.

13 § 962. Licensing. 1. The commissioner, in consultation with the board,
14 shall authorize the issuance of a limited millwright contractor license
15 to any person who has been:

16 (a) working as a millwright contractor for not less than two years, or

17 (b) employed as a millwright journeyman for not less than two years.

18 In the event such journeyman's experience was gained in another state,
19 such journeyman shall make a showing that such experience was comparable
20 to similar service in this state.

21 2. The commissioner, in consultation with the board, shall authorize
22 the issuance of a limited millwright journeyman's license to any person
23 who has:

24 (a) successfully completed a bona fide apprenticeship program that
25 included not less than four years of experience, or

26 (b) demonstrated competency to the board by showing proof of not less
27 than eight thousand hours of employment in the trade during the five-
28 year period preceding such journeyman's license application.

29 § 963. Rules and regulations. The commissioner may promulgate rules
30 and regulations necessary to carry out and effectuate the provisions of
31 this article.

32 § 2. This act shall take effect on the first of January next succeed-
33 ing the date on which it shall have become a law. Effective immediately,
34 the addition, amendment and/or repeal of any rule or regulation neces-
35 sary for the implementation of this act on its effective date are
36 authorized to be made and completed on or before such effective date.