

## (V) RETURN THE STATE LICENSE.

## (D) RESTRICTIONS.

(1) IF AN INDIVIDUAL OBTAINS A LOCAL LICENSE BY THE USE OF THE STATE LICENSE OF THE INDIVIDUAL, THE LOCAL LICENSE MAY BE ASSIGNED AT ANY 1 TIME TO ONLY 1 PERSON WHO ENGAGES IN THE BUSINESS OF PROVIDING ELECTRICAL SERVICES.

(2) IF AT ANY TIME AN INDIVIDUAL HOLDS 2 OR MORE CURRENT LOCAL LICENSES THAT WERE OBTAINED BY THE USE OF A STATE LICENSE, THE INDIVIDUAL MAY ASSIGN THOSE LOCAL LICENSES ONLY IF THE ASSIGNMENT IS MADE TO THE SAME PERSON.

COMMITTEE COMMENT: This section is new language substituted for former Art. 56, § 531(d) and the first sentence of § 535(c). The substituted language provides for an assignment of a local license, rather than a State license, since the Committee believed that an assignment is meaningful only when the license assigned is a local license. A State license authorizes the licensee to use it as a mechanism for obtaining a local license. A local license allows a licensee to provide electrical services. Except in Allegany County, no right to provide electrical services is granted under a State license.

The Committee also believed that a local jurisdiction, not the State Board, has the responsibility for determining whether a master electrician who assigns a local license to a person under this subtitle is "principally employed" by that person.

Similarly, the Committee believed that the issue of the continuation of a person engaged in the business of providing electrical services should be left to the local jurisdiction where the licensee is employed. Accordingly, former Art. 56, § 540(h), which allowed for continuation of a business after the death of the State licensee, is deleted.

In the introductory language of subsection (a) of this section, the reference to an individual who "qualifies for a State license" is added to clarify that, at the time of applying for a State license, an applicant may seek to obtain or assign a local license.

In subsections (a)(2), (b), and (d) of this section, the defined term "engag{e}" in the business of providing electrical services" is used to conform to the interpretation of the Department that an assignment of a license may be made only to a business.