



## 99TH GENERAL ASSEMBLY

### State of Illinois

2015 and 2016

SB2982

Introduced 2/18/2016, by Sen. Michael Noland

#### SYNOPSIS AS INTRODUCED:

225 ILCS 335/11

from Ch. 111, par. 7511

Amends the Illinois Roofing Industry Licensing Act. Provides that nothing in the Act shall be construed to require a person who performs roofing or waterproofing work to his or her own residential property (rather than property), or for no consideration, to be licensed as a roofing contractor. Provides that nothing in the Act shall be construed to require a person or the person's employees who perform emergency or temporary roofing or waterproofing repairs on the person's commercial and industrial properties (rather than work to his or her employer's property where there exists an employer-employee relationship) to be licensed as roofing contractors.

LRB099 19638 SMS 44035 b

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

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

6 (225 ILCS 335/11) (from Ch. 111, par. 7511)

7 (Section scheduled to be repealed on January 1, 2026)

8 Sec. 11. Application of Act.

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

16 (2) Nothing in this Act shall be construed to require a  
17 seller of roofing materials or services to be licensed as a  
18 roofing contractor when the construction, reconstruction,  
19 alteration, maintenance or repair of roofing or waterproofing  
20 is to be performed by a person other than the seller or the  
21 seller's employees.

22 (3) Nothing in this Act shall be construed to require a  
23 person who performs roofing or waterproofing work to his or her

1 own residential property, or for no consideration, to be  
2 licensed as a roofing contractor.

3 (4) Nothing in this Act shall be construed to require a  
4 person or the person's employees who perform emergency or  
5 temporary ~~performs~~ roofing or waterproofing repairs on the  
6 person's commercial and industrial properties ~~work to his or~~  
7 ~~her employer's property~~ to be licensed as ~~a~~ roofing contractors  
8 ~~contractor, where there exists an employer employee~~  
9 ~~relationship~~. Nothing in this Act shall be construed to apply  
10 to the installation of plastics, glass or fiberglass to  
11 greenhouses and related horticultural structures, or to the  
12 repair or construction of farm buildings.

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

17 (6) Nothing in this Act limits the power of the  
18 municipalities, cities, counties, or incorporated areas to  
19 adopt any system of permits requiring submission to and  
20 approval by the municipality, city, county, or incorporated  
21 area of plans and specifications for work to be performed by  
22 roofing contractors before commencement of the work.

23 (7) Any official authorized to issue building or other  
24 related permits shall ascertain that the applicant contractor  
25 is duly licensed before issuing the permit. The evidence shall  
26 consist only of the exhibition to him or her of current

1 evidence of licensure.

2 (8) This Act applies to any roofing contractor performing  
3 work for the State or any municipality, city, county, or  
4 incorporated area. Officers of the State or any municipality,  
5 city, county or incorporated area are required to determine  
6 compliance with this Act before awarding any contracts for  
7 construction, improvement, remodeling, or repair.

8 (9) If an incomplete contract exists at the time of death  
9 of a licensee, the contract may be completed by any person even  
10 though not licensed. Such person shall notify the Department  
11 within 30 days after the death of the contractor of his or her  
12 name and address. For the purposes of this subsection, an  
13 incomplete contract is one which has been awarded to, or  
14 entered into by, the licensee before his or her death or on  
15 which he or she was the low bidder and the contract is  
16 subsequently awarded to him or her regardless of whether any  
17 actual work has commenced under the contract before his or her  
18 death.

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

24 (11) (Blank).

25 (12) Nothing in this Act shall prevent a municipality,  
26 city, county, or incorporated area from making laws or

1 ordinances that are more stringent than those contained in this  
2 Act.

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