

**HOUSE . . . . . No. 356**

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**The Commonwealth of Massachusetts**

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PRESENTED BY:

***Kate Lipper-Garabedian and Michael S. Day***

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*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to the licensure of swimming pool builders and service contractors.

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PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Kate Lipper-Garabedian</i>	<i>32nd Middlesex</i>	<i>1/20/2023</i>
<i>Michael S. Day</i>	<i>31st Middlesex</i>	<i>1/20/2023</i>

**HOUSE . . . . . No. 356**

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By Representatives Lipper-Garabedian of Melrose and Day of Stoneham, a petition (accompanied by bill, House, No. 356) of Kate Lipper-Garabedian and Michael S. Day relative to the licensing of swimming pool builders and service contractors. Consumer Protection and Professional Licensure.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 424 OF 2021-2022.]

**The Commonwealth of Massachusetts**

—————  
**In the One Hundred and Ninety-Third General Court  
(2023-2024)**  
—————

An Act relative to the licensure of swimming pool builders and service contractors.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1           SECTION 1. Chapter 143 of the General Laws, as appearing in the 2020 Official Edition,  
2 is hereby amended by adding at the end thereof the following new section:-

3           Section 101. (a) The board of building regulations and standards shall adopt and enforce  
4 regulations to implement a swimming pool construction and installation work license and a  
5 swimming pool maintenance, service, and repair work license. Said regulations shall include, but  
6 not be limited to, the scope of work permitted under each license, and the amount and type of  
7 experience, training, and examination requirement for a person to obtain each license; provided,  
8 however, the board may adopt the levels of education and training necessary to meet the  
9 requirements of the International Swimming Pool and Spa Code.

10 (b) Any unlicensed person who willfully: (i) engages in the work for which a license is  
11 required under this section; (ii) holds themselves out to be licensed to engage in the work for  
12 which said license is required; or (iii) engages in the work for which said license is required after  
13 the expiration of said person's license shall be subject to a fine of not more than \$1,000 for a first  
14 violation, not more than \$1,500 for a second violation, and not more than \$3,000 for each  
15 subsequent violation occurring less than 3 years after a second or subsequent violation.

16 (c) The board may impose a grandfathering provision, and an initial license fee and  
17 subsequent renewals fee necessary to carry out the provisions of this section.

18 SECTION 2. The board of building regulations and standards shall promulgate rules and  
19 regulations necessary to carry out the provisions of this act no later than January 1, 2024.