

Subject **September 2021 MIACCA Newsletter**
From MIACCA <mjdsmith@miacca.org>
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Working hard to Protect, Promote & Educate our Profession
SEPTEMBER 2021 NEWSLETTER



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Message from President

Phil Forner

The third week in September is set aside to thank and appreciate those of us in the construction industry. Without the dedication of the members of the construction industry, we would have no schools, hospitals, or bridges. From the structures that house our families, to the roads that we take to work every day, construction workers have committed their careers to making sure our buildings and infrastructure are safe and made with care. Over 10% of the American workforce belongs to the construction industry, and with the rise of more technically complicated projects, construction workers are accepting more responsibilities than ever before.

Construction workers are heroes in their own rights. With early mornings, dangerous jobsites, and more, these men and women work thanklessly to make sure their work is high quality, safe, and completed on time. We at MIACCA want to thank you for your dedication to the HVAC profession and let you know that we appreciate what you do in keeping customers residents and businesses comfortable and safe.

MIACCA Bill SB 60 is now Public Act 68

SB 60 bill was signed by the Governor on July 29th and is now Public Act 68. This act is important to the HVAC industry as it will continue the long standing safety practice of having employers attest to an applicant's mechanical work experience; and provide for a reasonable work experience credit for those who go to school to learn a skilled trade and successfully completes a recognized HVAC trade school, community college, or university program.

One important part of this act, for a lot of existing mechanical contractors, is the ability to expand certain license classifications without having to go to work for someone else or hire someone with the desired classification. [Click here for a complete, comprehensive list of the new experience requirements.](#)

Please note that there is a new Mechanical Contractor Licensing Exam Application [found here](#).

This is another great accomplishment that MIACCA is proud to see pass into law. You may view [Public Act 68 here](#).

MIACCA extends our gratitude to Senator Roger Victory, and his staff, for their due diligence in making this act come to be.

MIACCA's Statewide Permit Update

At the last Construction Code Commission (CCC) meeting, in April, MIACCA's request for a statewide permit was on the agenda. They had sought input for building, electrical, mechanical, and plumbing permit applications. MCL 125.1510(1) requires these applications to be on a form prescribed by the commission. The Department of Licensing and Regulatory Affairs (LARA) highly encourages the CCC to prescribe these forms, and the CCC acknowledges assistance from the Bureau of Construction Codes. For your reference, this was the [MIACCA proposed form](#), that we submitted.

Their August 24, 2021 meeting was cancelled due to lack of quorum. Their next meeting will be October 13th. We will continue to keep you informed.

MIACCA Needs Your Input on our Next Legislative Focus!

With the success of our newly signed Public Act 68, MIACCA is ready to accomplish another legislative goal for our industry and HVACR contractors

regulative goal for our industry and HVACR contractors.

NOW, we are seeking input from our members on our next topic of focus. We are asking you to provide feedback on which one of these important issues you think we should tackle:

1. Plumbing license exemption for mechanical contractors replacing a residential water heater
2. Electrical license exemption for mechanical contractors installing low voltage HVACR control wiring
3. Allowing for and requiring only a single permit when replacing an existing appliance that involves multiple disciplines (mechanical, electrical, plumbing)
4. Process for initiating a mandatory performance evaluation of an enforcing agency upon receiving multiple written complaints
5. An administrative appeals process to the Board of Boiler Rules for appealing a State Boiler Inspector's notice of violation of a boiler installation.
6. An administrative appeals process for appealing the Bureau of Construction Codes determination that there is insufficient evidence to proceed with a formal complaint of a Skilled Trades Regulation Act violation.
7. Other suggestions you may have.

MIACCA is working hard for our industry and our members. Please respond to this email with the top issues you would like us to handle next.



Bureau of Construction Codes 2020 Annual Report

The Bureau has released the 2020 FY Annual Report of Boards. In regards to our industry, the Board of Boiler Rules had met 2 out of 5 meetings. The Board of Mechanical Rules had met 1 out of 4 meetings.

For license complaints vs enforcement action, the BCC had 1 boiler license complaint that resulted in 0 closures and no enforcement action in 2020. They had 37 Mechanical license complaints of which they investigated 21 of them which resulted in 0 enforcement actions and all cases closed. Out of all licenses, the Bureau had total of 681 complaints, they investigated 617, closed 269 and had a total of 54 enforcement actions.

There were a total of 200 new mechanical licenses issued and 772 renewals. You can read the full report [HERE](#).





**National Construction
Appreciation Week**
www.NationalDayCalendar.com

**Third Week in September
Monday through Friday**
#ConstructionAppreciationWeek



National Construction Appreciation Week

National Construction Appreciation Week recognizes the dedicated, hard-working men and women instrumental in the development of our infrastructure. The truth is, construction contributes much more to our nation than job sites, orange cones, pouring concrete and traffic delays. This five-day tribute celebrates the sacrifice and tireless effort put forth to keep our country going.

From homes to highways to hospitals – the impact of the construction industry is everywhere you look. Without construction, there would be no transportation, manufacturing or commerce. Throughout the country, the industry affects the lives of every person in America. Likewise, the positive impact of those who work in the industry extends far beyond the boundaries of the job site.

It's time for everyone to know what we've known all along: Construction is a valuable and rewarding career that deserves to be acknowledged!

[Read More](#)



ACCA Practical HVAC - Beyond the Box Diagnostics Course

ACCA national is launching its new in-person course, **Practical HVAC - Beyond the Box Diagnostics**, right next door in Ohio! This course provides a fundamental turning point for your Service Technicians, Installers, Sales Advisors, Production Managers, and Service Managers to transition to an improved and consistent performance level. This training encourages a higher level of service, reducing liabilities, increasing knowledge, and ramping-up sales opportunities. Anyone can sell another box, but this is for the team members ready for the next level.

Students will learn how to test and design ducting the correct way while dealing with real-world installations how we find them. Students will gain a core understanding of the fundamentals of heating and air conditioning.

This practical problem-solving approach arms students with the very best practices to increase technician competence. ACCA's technical training delivers proven best practices with industry-accepted techniques that reinforce the science in HVACR.

Class information:

Cleveland, Ohio -- September 28-30, 2021 -- 8am-5pm EDT

Winsupply of Cleveland
4547 Hinckley Industrial Parkway
Cleveland, Ohio 44109

This course costs \$1,000 for ACCA national members and \$1,200 for non-members. Members of MIACCA can save an additional \$100 off with promo code **PracticalMIACCA**. You can learn more about the course on its [website](#).



Require Proof of Vaccination?

Question

Can a business require employees to show proof they are vaccinated against Covid-19? If the employee is not vaccinated or refuses to show proof of vaccination can the business legally require those employees who are not vaccinated or refuses to show proof of vaccination to wear a mask inside the business?

Answer

Within the guidelines set forth by the federal Equal Employment Opportunity Commission (EEOC), employers are not prohibited from asking applicants and employees whether they have received the COVID-19 vaccine and if they have, can also request receipts of such vaccinations. We recommend reviewing this guidance which can be found at section K [HERE](#)), particularly at question K.9. which provides:

"K.9. Under the ADA, is it a 'disability-related inquiry' for an employer to inquire about or request documentation or other confirmation that an employee obtained the COVID-19 vaccine from a third party in the community, such as a pharmacy, personal health care provider, or public clinic? (12/16/20, updated 5/28/21)

No. When an employer asks employees whether they obtained a COVID-19 vaccine from a third party in the community, such as a pharmacy, personal health care provider, or public clinic, the employer is not asking a question that is likely to disclose the existence of a disability; there are many reasons an employee may not show documentation or other confirmation of vaccination in the community besides having a disability. Therefore, requesting documentation or other confirmation of vaccination by a third party in the community is not a disability-related inquiry under the ADA, and the ADA's rules about such inquiries do not apply.

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current HVAC information and become
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