

Can you be a Independent Contractor?

In Michigan, an electrician may not be an Independent Contractor unless they have a State of Michigan Contactor's & Master's License. If your employer is trying to classify you as an Independent Contractor you may be in violation of State law.

Electrical Administrative Act 217 of 1956, 338.887 states, "Electrical contractor's license requirements; exceptions' Sec. 7. (2) Except as otherwise provided in this act or in subsection (3), a person, other than a person licensed under this act and employed by and working under the direction of a holder of an electrical contractor's license, shall not in any manner undertake to execute any electrical wiring. " This Section of the Act 217 strictly prohibits anyone working as an 'Independent Contractor' unless that person holds an electrical contractor's license.

Many employers wrongly believe that because other trades use the Independent Contractor (1099 employee) classifications that it also is legal to use it for licensed electricians in Michigan, but they are incorrect and what is worse, it may cause you legal problems with both the State and Federal governments.