



Do-It-Yourself (DIY) Property Owner Affidavit & Permit Policy

Use this form if you are a property owner doing your own construction work.

The Michigan Occupational Code gives the property owner an exemption to act as the general contractor if the property owner is building their own residence for their own use. This means that in the case of their own single family residence (not a duplex or apartment building) the property owner may act as the general contractor, even though a licensed builder may be significantly involved. 339.2403 of the Michigan Occupational Code* states:

A person may engage in the business of or act in the capacity of a residential builder without having a license if the person is an owner of property with reference to a structure on the property for the owner's use and occupancy, or an owner of rental property, with reference to the maintenance and alteration of that rental property.

If the property owner acts as the general contractor and obtains the permit, they, as the permit holder, incur the liability and the responsibility that the licensed contractor normally would assume.

It will be the property owner's responsibility to correct any code violations even if the contractor or any other person did the work.

If an event occurs beyond their control and the other party is unable to complete the work, the property owner is legally responsible for completion of the job.

I hereby certify that the work described in the building permit shall be installed in accordance with the local code and shall not be enclosed, covered up, or put into operation until it has been inspected and approved by the inspector. I will cooperate with the Inspector and assume the responsibility to arrange for necessary and timely inspections.

I have read and understood the above.

PROPERTY OWNER

Print Name: _____ Date: _____

Signature: _____

Do-It-Yourself (DIY) Property Owner Affidavit & Permit Policy

339.2403 of the Michigan Occupational Code

*EXCERPT REFERRED ON PAGE ONE OF AFFIDAVIT

Act 299 of 1980

339.2403 Engaging in business or acting in capacity of residential builder or residential maintenance and alteration contractor or salesperson without license.

Sec. 2403. Notwithstanding article 6, a person may engage in the business of or act in the capacity of a residential builder or a residential maintenance and alteration contractor or salesperson in this state without a license under this article, if the person is 1 of the following:

- (a) An authorized representative of the United States government, this state, or a county, township, city, village, or other political subdivision of this state.
- (b) An owner of property, with reference to a structure on the property for the owner's own use and occupancy.
- (c) An owner of rental property, with reference to the maintenance and alteration of that rental property.
- (d) An officer of a court who is acting within the scope of that office.
- (e) A person other than the salesperson that engages solely in the business of performing work and services under contract with a residential builder or a residential maintenance and alteration contractor that is licensed under this article.
- (f) A person that is working on 1 undertaking or project by 1 or more contracts, if the aggregate contract price for the labor, material, and any other items for the undertaking or project is less than \$600.00. The exemption described in this subdivision does not apply if the work of a construction is only a part of a larger or major operation, whether undertaken by the same or a different residential builder or residential maintenance and alteration contractor, or in which a division of the operation is made in contracts of amounts less than \$600.00, to evade this act.
- (g) An electrical contractor that is licensed under article 7 of the skilled trades regulation act, MCL 339.5701 to 339.5739. The exemption described in this subdivision applies only to the electrical installation, electrical maintenance, or electrical repair work that is performed by the electrical contractor.
- (h) A plumbing contractor that is licensed under article 11 of the skilled trades regulation act, MCL 339.6101 to 339.6133. The exemption described in this subdivision applies only to plumbing installation, plumbing maintenance, or plumbing repair work that is performed by the plumbing contractor.
- (i) A mechanical contractor that is licensed under article 8 of the skilled trades regulation act, MCL 339.5801 to 339.5819. The exemption described in this subdivision applies only to mechanical installation, mechanical maintenance, or mechanical repair work that is performed by the mechanical contractor.

History: 1980, Act 299, Imd. Eff. Oct. 21, 1980;-Am. 1982, Act G, Imd. Eff. Feb. 15, 1982; Arn. 1984, Act I 91, Imd. Eff. July J. 1984;-Am. 2016, Act 412. Eff. Apr. 4, 2017.

Popular name: Act 299