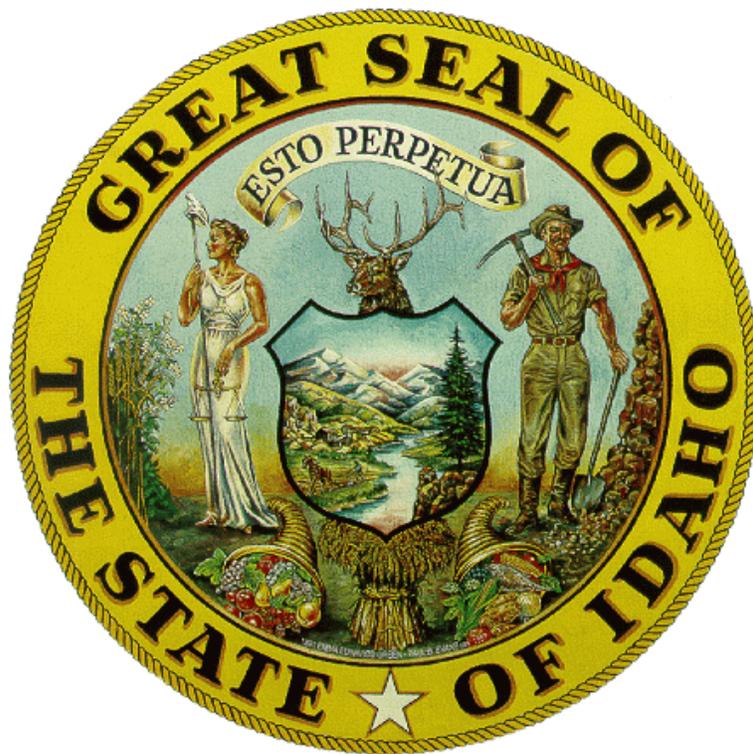


DIVISION OF BUILDING SAFETY

IDAHO PLUMBING BOARD
VIDEOCONFERENCE MEETING

FEBRUARY 23, 2012



IDAHO PLUMBING BOARD

Agenda Item No. 01

Agenda

PRESENTER: Milford Terrell, Chairman

OBJECTIVE: Approve the agenda for the February 23, 2012 Idaho Plumbing Board Videoconference meeting

ACTION: Consent

BACKGROUND:

**PROCEDURAL
HISTORY:**

ATTACHMENTS: February 23, 2012 Idaho Plumbing Board meeting tentative Agenda



TENTATIVE AGENDA

NOTICE OF PUBLIC MEETING

**IDAHO PLUMBING BOARD
VIDEOCONFERENCE MEETING**

**Division of Building Safety
1090 East Watertower Street, Suite 150, Meridian, Idaho
1250 Ironwood Drive, Suite 220, Coeur d'Alene, Idaho
2055 Garrett Way, Building 2, Suite 7, Pocatello, Idaho
dbs.idaho.gov – (208) 332-7137**

***Thursday, February 23, 2012
9:30 a.m. – 3:30 p.m. (MT)***

(Note: Meeting Commences at 8:30 a.m. PT)

9:30 a.m. CALL TO ORDER – Milford Terrell, Chairman

- Roll Call & Introductions
- Open Forum

CONSENT AGENDA

1. Approval of the February 23, 2012 Agenda
2. Approval of the October 13, 2011 Board Meeting Minutes

ACTION AGENDA

3. **SureSeal Inline Floor Drain Trap Sealer – Dan Long**

INFORMATIONAL AGENDA

4. Commercial Plumbing -- Idaho Code § 54-2602 – John Nielsen
5. Color Definition of Inspection Tags – John Nielsen
6. Definition of Plumbing System -- Liquid and Fuel Gas Piping – Gilbert Pond
7. Renting of Contractor Licenses – Dan Long/John Nielsen
8. CEU Training for Plumbing Contractors – Gilbert Pond
9. Proposed Mechanical License – John Nielsen
10. Issuance of Permits/Payment Time Lines – C. Kelly Pearce

12:00 p.m. - LUNCH BREAK *(If needed)*

1:00 p.m.

11. Plumbing Program Manager Report – John Nielsen

12. Operational Report – Steve Keys

13. Administrator Report

a. Financial Report – C. Kelly Pearce and Dave Decker

b. Administrator – C. Kelly Pearce

OLD/NEW BUSINESS

EXECUTIVE SESSION (If required)

3:30 p.m. ADJOURN

All times, other than beginning, are approximate and are scheduled according to Mountain Time (MT), unless otherwise noted. Agenda items may shift depending on Board preference. 01/18/12r

IDAHO PLUMBING BOARD

Agenda Item No. 02

Minutes

PRESENTER: Milford Terrell, Chairman

OBJECTIVE: Approve the minutes from the October 13, 2011 Idaho Plumbing Board Videoconference meeting

ACTION: Consent

BACKGROUND:

**PROCEDURAL
HISTORY:**

ATTACHMENTS: Draft Minutes – October 13, 2011 Idaho Plumbing Board Meeting



IDAHO PLUMBING BOARD VIDEOCONFERENCE MEETING

Thursday – October 13, 2011 – 9:30 a.m. (MT)

Division of Building Safety
1090 East Watertower Street, Suite 150, Meridian, Idaho
1250 Ironwood Drive, Suite 220, Coeur d'Alene, Idaho
2055 Garrett Way, Building 2, Suite 7, Pocatello, Idaho

*DRAFT MINUTES OF THE OCTOBER 13, 2011 MEETING

NOTE: The following report is not intended to be a verbatim transcript of the discussions at the meeting, but is intended to record the significant features of those discussions.

Chairman Milford Terrell called the meeting to order at 9:30 a.m. (MT).

Board Members Present:

Milford Terrell, Chairman
Dan Long
Gilbert Pond
Matt Gardner
Gordon Smythe

DBS Staff Members Present:

C. Kelly Pearce, Administrator
Steve Keys, Deputy Administrator, Operations
Kirk Weiskircher, Financial Manager
John Nielsen, Plumbing Program Manager
Rod Freligh, Regional Manager, Region 1
Chris Jensen, Regional Manager, Region 3
Renee Bryant, Administrative Assistant 2/Board Secretary

DBS Staff Members Absent:

Patrick Grace, Deputy Attorney General

◆ **Open Forum**

No items or concerns were brought forth.

◆ **Approval of October 13, 2011 Agenda**

MOTION: Gilbert Pond made a motion to approve the October 13, 2011 Agenda as presented. Dan Long seconded. All in favor, motion carried.

◆ **Approval of May 12, 2011 Minutes**

MOTION: Gilbert Pond made a motion to approve the May 12, 2011 Minutes as written. Dan Long seconded. All in favor, motion carried.

◆ **Approval of July 21, 2011 Minutes**

MOTION: Dan Long made a motion to approve the July 21, 2011 Minutes as written. Gordon Smythe seconded. All in favor, motion carried.

◆ **Approval of August 17, 2011 Minutes**

MOTION: Gilbert Pond made a motion to approve the August 17, 2011 special Minutes as written. Matt Gardner seconded. All in favor, motion carried.

◆ **City Concerns Order #201-001**

Order number PLB 2011-001, dedicating Plumbing Board time to city and local concerns, was read into the record and signed by Chairman Terrell.

◆ **Plumbing Apprenticeship Curriculum**

This topic has been addressed at previous Board meetings. The Board was asked to approve the final draft of the Plumbing Apprenticeship Curriculum outline.

MOTION: Dan Long made a motion to approve the updated Plumbing Apprenticeship Curriculum as presented. Matt Gardner seconded. All in favor, motion carried.

◆ **SureSeal Inline Floor Drain Trap Sealer**

It was requested *SureSeal* be used in the state of Idaho. The product has a certified listing through the International Association of Plumbing and Mechanical Officials (IAPMO); however, does not meet the body of the code as far as movable parts in a trap. Traps and trap primers are required by code. If approved, *SureSeal* would only be allowed for use as a secondary unit on a temporary basis.

In previous years, the Board has approved waterless urinals and air admittance valves (AAVs) for limited use in Idaho. Prior to a decision, the Board would like to review the motion used for AAVs.

MOTION: Dan Long made a motion to table the topic “SureSeal Inline Floor Drain Trap Sealer” until the February 2012 Board meeting; allowing the Division to provide, and the Board to review, the motion/language used for AAVs. The Board unanimously consented and Chairman Terrell so ordered.

ACTION: Dan Long will work with legal counsel to ensure a proper motion is provided to the Board for review and understanding prior to the February 2012 Board meeting.

◆ **Aquatherm**

Previously, *Aquatherm* was introduced and requested to be used in domestic water applications in Idaho. John Nielsen recently received correspondence from representatives stating their product will be approved as a potable water piping system in the 2012 UPC.

Until the 2012 code is adopted by the state of Idaho, the Board has the authority to limit the use of the product.

MOTION: Gilbert Pond made a motion to approve the use of Aquatherm’s material under the direction of the local jurisdictions and/or the state of Idaho on a temporary basis until the 2012 code is adopted. Gordon Smythe seconded. All in favor, motion carried.

For further clarification, the following amended motion was made:

AMENDED MOTION:

Gilbert Pond made an amended motion to the original motion on item eight “Aquatherm” that the manufacturers installation instructions and requirements, and industry standards be applied to said motion. Dan Long seconded. All in favor, motion carried.

◆ **Color Definition of Inspection Tags**

All required inspection tags are non-color specific, except inspection tags for unacceptable plumbing installations, which are red. For consistency across the trades, and to eliminate the sheer number of different tags, it was the recommendation to the Board to strike the color reference on inspection tags for unacceptable plumbing, reinspection and reinspection fee from IDAPA 07.02.04.011.04 and 07.02.03.06c.

MOTION: Matt Gardner made a motion to remove, in its entirety, IDAPA 07.02.03.06c, and any reference to the color of inspection tags for unacceptable plumbing, reinspection, and reinspection fee from IDAPA 07.02.04.011.04. Gordon Smythe seconded. All in favor, motion carried.

◆ **Schedule 2012 Meeting Dates**

The 2012 Idaho Plumbing Board meeting dates are as follows: February 23rd, May 10th, July 26th, and October 25th. The meetings will commence at 9:30 a.m. (MT)/8:30 a.m. (PT).

MOTION: Dan Long made a motion to adopt the 2012 Idaho Plumbing Board meeting dates. Gordon Smythe seconded. All in favor, motion carried.

Chairman Terrell requested the Division notify all interested parties of the Board's 2012 meeting dates.

ACTION: DBS staff will place the 2012 Board Meeting Calendar on its website under the "Board" page, and e-mail the calendar to all interested parties.

◆ **Schooling Update**

Irene Vogel, Professional-Technical Education (PTE), provided a handout to the Board on the number of apprentices across the trades in attendance at the six technical colleges.

ACTION: DBS staff will e-mail Ms. Vogel's apprenticeship list to Board Member's Gordon Smythe and Matt Gardner.

◆ **Instructor Qualification and Certification**

For clarification, all programs funded through PTE in the state of Idaho must have certified teachers. Workforce training is self-funded; therefore, their instructors do not have to be certified in accordance to the state codes under certification.

◆ **Commercial Plumbing -- Idaho Code § 54-2602**

John Nielsen provided a proposed statute change to Idaho Code § 54-2602(e) "Exceptions". The change clarifies the type of work allowed on plumbing systems by regularly employed maintenance or construction workers on premises owned and/or operated by a property owner.

At the suggestion of Mr. Nielsen, the Board requested the topic "Commercial Plumbing -- Idaho Code § 54-2602" be brought back to the February and May 2012 board meetings as an informational item, and the July 2012 meeting as an action item. If approved by the Board at the July 2012 meeting, the proposal will go before the 2013 legislative session.

ACTION: The topic “Commercial Plumbing -- Idaho Code § 54-2602” will be brought back to the February, May, and July 2012 Board meetings.

◆ **Definition of Plumbing System -- Liquid and Fuel Gas Piping**

A proposed statutory change, to include liquid and fuel gas piping in the definition of “Plumbing System”, was brought forth.

Fuel gas piping, as well as wet piping for hydronic systems, is covered under the HVAC statute. Plumbers are allowed to perform those installations under permissive language in the Plumbing and HVAC statutes.

To avoid a potential conflict, where fuel gas piping and wet piping for hydronic systems could be installed under the Plumbing and HVAC Board’s jurisdictions concurrently, it was suggested the Boards meet to discuss this issue. The Plumbing Board was opposed, stating Idaho Code § 54-2602 “Exceptions” currently allows an individual with an HVAC license to install gas piping and piping for hydronic systems. It is the Board’s intent to clarify the definition of “Plumbing System”, to include, but not limit it to, hot water plumbing and boiler systems.

ACTION: For the February 2012 Board meeting, Gilbert Pond will work with DBS to incorporate the various components of the plumbing trade into I.C. § 54-2604 “Plumbing systems”.

◆ **Listings and Standards**

John Nielsen briefly explained the requirements products must meet to be listed and approved by IAPMO.

◆ **Renting of Contractor Licenses**

Upon further research, DBS does not have the authority to prohibit a licensed plumbing contractor from renting his license. Steve Keys explained the Division’s process to ensure a licensed individual can only represent one company.

The Board agreed to continue dialog on this topic. Using the following suggestions, Dan Long, Dennis Butterfield, and Kenny Calkins were asked to work with the Division to rewrite the definition of a plumbing license and how it can be used: 1.) Licensee must be 50% owner of the company; and 2.) Licensee must be on staff and work for the company.

ACTION: Prior to the February 2012 Board meeting, Dan Long, Dennis Butterfield, and Kenny Calkins will work with DBS to create a proposed rule; rewording the definition of a plumbing license and its use.

◆ **CEU Training for Plumbing Contractors**

At the July 2011 Board meeting, Gilbert Pond noted IDAPA 07.02.05.016 only specified the number of hours of continuing education required for plumbing contractors and journeymen. Draft rules on the criteria for continuing education requirements were approved by the Board at the July 2010 meeting and will be presented at the 2012 legislation.

Additional concerns/ideas of Mr. Pond’s were: 1.) a course must be at least four hours in length, 2.) reciprocity for continuing education, and 3.) classes through IAPMO and Bureau of Apprenticeship and Training (BAT). It was suggested a four-hour class could be broken up into four one-hour

segments, and DBS will research whether continuing education classes will be accepted among the reciprocal states of Idaho, Washington, Oregon, and Montana.

ACTION: The Division will work on a reciprocal agreement between Idaho, Washington, Oregon, and Montana with regard to continuing education classes.

◆ **Plumbing Program Manager Report**

IAPMO's 82nd Annual Education and Business Conference – In September 2011, John Nielsen attended IAPMO's 82nd Conference in San Antonio, Texas. At the conference, Mr. Nielsen applied for positions on the workshop and technical committees.

Traps and Interceptors Class – Rand Ackroyd, Plumbing and Drainage Institute, is a mechanical engineer on traps and interceptors and presents a free four-hour class. In the future, John Nielsen will schedule the class for DBS staff and industry.

ACTION: John Nielsen will schedule the Traps and Interceptors class.

Proposed Rule Changes – The following proposed rule changes will be presented before the 2012 legislative session: 1.) criteria for continuing education providers, 2.) failure to disclose information on a license and registration application, and 3.) testing upon completion of apprenticeship schooling.

Mechanical License – DBS brought forth an idea to implement a mechanical license for plumbers and HVAC installers. Individuals would be licensed in their respective trades, as well as have an endorsement for each specialized skill, i.e., boiler, hydronic, fuel gas, water heater, etc.

As the new mechanical license evolves, Chairman Terrell requested John Nielsen bring additional information to the Board.

ACTION: At a future Board meeting, John Nielsen will bring further information on the proposed mechanical license.

◆ **Operational Report**

Regional Managers/Supervisors – The majority of the Division's regional managers and supervisors have a plumbing background.

Reorganization/Inspector Relocation – The reorganization of the regional structure and changes to inspector reporting locations has been working well.

Layoff Process – The layoff process for inspectors is mostly complete. Staff is working hard to provide timely coverage.

Training – The Division continues to make a concerted effort to enhance the training, and certify the Plumbing/HVAC inspectors. Certification through the International Code Council (ICC) requires continuing education on an annual basis.

Substitution Exam for a CEU Requirement – As an alternative to attending a CEU class, DBS suggested a written exam be offered to anyone who can demonstrate the knowledge required from the class.

◆ **Administrator Report**

In-House Testing – DBS is in the process of developing internal exams. A group of experts, including journeymen, have been and will continue to work with DBS; providing input and reviewing exams for content. It is the goal of the Division to begin offering the exams the first of January 2012.

Financial Report – Kirk Weiskircher reviewed the Idaho Plumbing Board fund FY 2012 financial statements as of August 31, 2011.

City of Meridian Contract – DBS recently signed a contract with the city of Meridian to provide electrical inspections only in their jurisdiction.

Nez Perce Tribe Contract – Upon the approval of the Nez Perce Tribal Council, DBS will provide plan review, building, electrical, HVAC, and plumbing inspections on the addition of a gaming casino south of Lewiston and a \$2.5 million truck stop.

City of Ketchum Contract – DBS has a contract with the city of Ketchum to provide the following services: Plan review, building, electrical, HVAC, and plumbing inspections. Ketchum's Planning and Zoning Department recently approved a downsized modification to a major hotel complex. It is estimated construction will begin the spring of 2012.

Areva – The uranium enrichment plant has passed all the required criteria from DEQ and environmental groups. It is anticipated ground breaking will commence in the spring of 2012.

Personnel – When Administrator Pearce was appointed to DBS in 2007, there were 152 authorized full-time positions. As of today, there are 102 employees.

Assigned Work Stations – In the past, inspectors have worked from their residences. DBS has contracted with IDOL to rent work stations from 12 of their facilities throughout Idaho. The Division's three locations will provide accommodations to inspectors as well. Work hours will be 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding holidays. During non-business hours, state vehicles will be parked at the designated facilities.

Amnesty Program – DBS recently became aware of an amnesty program enacted by a county official in eastern Idaho. During a specific period of time, anyone who performed work on a jobsite without the required permit and/or inspection would be able to pay for and receive the services of the state and/or county without incurring penalty fees.

◆ **Old/New Business**

Issuance of Permits and Payment Time Line – Milford Terrell expressed the inconvenience and hardship the Division's latest permit/payment process has on contractors. It was suggested the Division consider a one-stop shop throughout the state of Idaho. A homeowner would purchase one permit for all required services, i.e., building, electrical, plumbing, HVAC for their job; however, the contractors would be responsible for their respective part of the permit.

As reiterated by Kelly Pearce, as of July 1, 2011, DBS is the designated building inspector for all state projects. Mr. Pearce accepted the task to research a one-stop shop.

ACTION: For the February 2012 Board meeting, DBS will review the permit/payment process and create a package to advertise to all interested parties for comments.

ACTION: The topic “Issuance of Permits and Payment Time Line” will be placed on the February 2012 Agenda as an informational item.

◆ **Executive Session**

An Executive Session was not required.

Chairman Terrell adjourned the meeting at 2:26 p.m. (MT)

MILFORD TERRELL, CHAIRMAN
IDAHO PLUMBING BOARD

C. KELLY PEARCE, ADMINISTRATOR
DIVISION OF BUILDING SAFETY

DATE

DATE

*These DRAFT minutes are subject to possible correction and final approval by the Idaho Plumbing Board. 11/22/11rb

IDAHO PLUMBING BOARD

Agenda Item No. 03

SureSeal Inline Floor Drain Trap Sealer

PRESENTER: Dan Long, Board Member

OBJECTIVE: To consider the use of SureSeal Trap Sealers in Idaho as a secondary unit on a temporary basis.

ACTION: Vote to allow/disallow the use of the SureSeal product in the state of Idaho.

BACKGROUND: May 2011 - Donald Huber with SureSeal would like the Board to consider the use of SureSeal Trap Sealers in Idaho as an alternate method for maintaining floor drain trap seals.

July 2011 - John Nielsen suggested, and Chairman Terrell requested additional information be brought to the October meeting on the SureSeal product.

October 2011 - The product has a certified listing through the International Association of Plumbing and Mechanical Officials (IAPMO); however, does not meet the body of the code as far as movable parts in a trap. Traps and trap primers are required by code. If approved, SureSeal would only be allowed for use as a secondary unit on a temporary basis.

In previous years, the Board has approved waterless urinals and air admittance valves (AAVs) for limited use in Idaho. Prior to a decision, the Board would like to review the motion used for AAVs.

Dan Long made a motion to table the topic "SureSeal Inline Floor Drain Trap Sealer" until the February 2012 Board meeting; allowing the Division to provide, and the Board to review, the motion/language used for AAVs. The Board unanimously consented and Chairman Terrell so ordered.

ATTACHMENTS: Draft motion



AGENDA ITEM 03 – MECHANICAL TRAP SEALER

Background

The Idaho Plumbing Board has been approached at several of its recent board meetings to approve the SureSeal®™ Inline Floor Drain Trap Sealer for use in Idaho. It is the understanding of the Board that at this time the SureSeal®™ Inline Floor Drain Trap Sealer does not meet the minimum requirements for use in plumbing installations pursuant to Uniform Plumbing Code (UPC) section 301.1.1, specifically that it is either not listed or labeled (third party certified) by an accredited conformity assessment body (listing agency), or it does not conform to a recognized standard referenced in the UPC, or both. Other mechanical trap sealers may also be in a similar situation.

Notwithstanding the above, the Board is of the tentative opinion that certain mechanical trap sealers, including SureSeal®™ Trap Sealer are of equivalent quality, strength, effectiveness, durability, and safety to those methods, devices, or fixtures prescribed by the Uniform Plumbing Code based upon testimony, and technical documentation and materials submitted to the Board to date. Pursuant to UPC section 301.2, this board has the authority to approve alternate materials or methods of plumbing construction equivalency. However, before the Board is able to make any final determination about the use of the Mechanical Trap Sealers in plumbing installations in the state of Idaho, it desires to test them in limited applications on actual job sites within the jurisdiction of the Division of Building Safety to assess their performance. Such site tests shall be performed as prescribed by the Board in accordance with Section 301.2.1 of the UPC.

The use of mechanical trap sealers at job sites and in applications as determined by the Division shall be only with and upon the agreement of the Contractor performing the installation, the property owner and the Division. For the purposes of testing these devices, it is the Board's intent to only use such devices as replacements for existing trap systems which have failed, or in remodeled construction. It is not intended that the mechanical trap sealer device should be used in new construction as a substitute for a traditional plumbing trap/trap primer system.

The approval of limited use of these devices for testing purposes shall have no effect beyond the boundaries of the jurisdiction of the Idaho Plumbing Board. At this time, it is the intent of the Board to allow the use of these devices for a period of one year, at which time the Division shall compile any findings related to the safety, effectiveness, efficiency, or any other characteristic of these devices and report such back to the Board for consideration.

Motion

In conformity with the background as described above, to approve the proposal before the board for use of mechanical trap devices, including the SureSeal®™ Inline Floor Drain Trap Sealer on a test basis at job sites and in applications as determined to be appropriate by the Division of Building Safety and/or the Plumbing Program Manager.

Alternate Motion

In conformity with the background as described above, to approve the proposal before the board for use of mechanical trap devices, including the SureSeal®™ Inline Floor Drain Trap Sealer on a test basis at job sites and in applications as determined to be appropriate by the Division of Building Safety and/or the Plumbing Program Manager - **with the following modifications:**

IDAHO PLUMBING BOARD

Agenda Item No. 04 Commercial Plumbing – Idaho Code § 54-2602

PRESENTER: John Nielsen, Plumbing Program Manager

OBJECTIVE: To determine if the intent of Idaho Code § 54-2602 (e) is to allow an employer who regularly employs maintenance or construction plumbers to do any plumbing, as it is written, or repairs and replacements only.

ACTION: Informational

BACKGROUND: May 2011 - The way I.C. §54-2602(1)(e) “Exceptions” reads, a commercial property owner who regularly employs maintenance/construction personnel can have the employees work, in all fashions of plumbing, on the property and is not required to hire a licensed plumbing contractor. According to Milford Terrell, the intent of the statute was for maintenance/construction personnel to maintain the equipment on site, not change out fixtures.

July 2011 - A possible revision to the code was included in the Board packet. Mr. Terrell was interested in the definition of “Alterations”. The Division was asked to provide a proposed statute change to clarify the type of work allowed on plumbing systems by regularly employed maintenance or construction workers on premises owned and/or operated by the property owner.

October 2011 – As requested at the July Board meeting, a proposed statute change was provided. Upon further review, the Board requested the topic “Commercial Plumbing -- Idaho Code § 54-2602” be brought back to the February and May 2012 board meetings as an informational item, and the July 2012 meeting as an action item. If approved, the proposal will go before the 2013 legislative session.

ATTACHMENTS: Idaho Code § 54-2602 “Exceptions”



TITLE 54. PROFESSIONS, VOCATIONS, AND BUSINESSES

CHAPTER 26. PLUMBING AND PLUMBERS

54-2602 Exceptions

Current Statue:

Exceptions.

(1) Certificate of competency requirements of this chapter shall not be deemed to apply to:

...

(e) Work on plumbing systems on premises owned or operated by an employer who regularly employs maintenance or construction plumbers, provided that alterations, extensions and new construction shall comply with the minimum standards and rules applicable to plumbing practices provided by this chapter.

Proposed Change at October Board Meeting:

(e) Work on plumbing systems on premises owned or operated by an employer who regularly employs maintenance or construction plumbers performing alterations, repairs, or replacements, provided that such alterations, ~~extensions and new construction~~ repairs or replacements, shall comply with the minimum standards and rules applicable to plumbing practices provided by this chapter.

Other Options:

1 (e) Work on plumbing systems on premises owned or operated by an employer who regularly employs ~~maintenance or construction~~ a licensed journeyman plumbers, provided that alterations, extensions and new construction shall comply with the minimum standards and rules applicable to plumbing practices provided by this chapter.

(This option leaves the statute as is except it clarifies that the in-house employee who performs the plumbing work must be a licensed journeyman. It really is an exemption to the contractor requirements)

2 (e) Alterations, repairs, or replacements ~~Work on to~~ plumbing systems on premises owned or operated by an employer who regularly employs maintenance or construction ~~plumbers~~ personnel, provided that such alterations, ~~extensions and new construction~~ repairs or replacements, shall comply with the minimum standards and rules applicable to plumbing practices provided by this chapter.

(This option clarifies that only alterations, repairs, or replacement plumbing (not extensions or new construction) may be performed by the employee. It also broadens who may be considered an eligible employee to perform such work by allowing any "construction personnel" and not just "plumbers."

3 (e) ~~Alterations, repairs, or replacements~~ Work-on to plumbing systems on premises owned or operated by an employer who regularly employs ~~maintenance or construction~~ a licensed journeyman plumbers, provided that such alterations, ~~extensions and new construction~~ repairs or replacements, shall comply with the minimum standards and rules applicable to plumbing practices provided by this chapter.

(This option clarifies that only alterations, repairs, or replacement plumbing (not extensions or new construction) may be performed by the employee, and the employee must be a licensed journeyman.

4 (e) Work on plumbing systems on premises owned or operated by an employer who regularly employs maintenance or construction ~~plumbers~~ personnel performing alterations, repairs, or replacements, provided that such alterations, ~~extensions and new construction~~ repairs or replacements, shall comply with the minimum standards and rules applicable to plumbing practices provided by this chapter.

(This option clarifies that only repairs and replacement plumbing may be performed (no extensions, new construction or *alterations*) under the exception. It also broadens who may be considered an eligible employee to perform such work by allowing any “construction personnel” and not just “plumbers.”

5 (e) ~~Alterations, Repairs, or replacements~~ Work-on to plumbing systems on premises owned or operated by an employer who regularly employs ~~maintenance or construction~~ a licensed journeyman plumbers, provided that such alterations, ~~extensions and new construction~~ repairs or replacements, shall comply with the minimum standards and rules applicable to plumbing practices provided by this chapter.

(This option clarifies that only repairs and replacement plumbing may be performed (no extensions, new construction or *alterations*) under the exception, and the employee must be a licensed journeyman.

IDAHO PLUMBING BOARD

Agenda Item No. 05

Color Definition of Inspection Tags

PRESENTER: John Nielsen, Plumbing Program Manager

OBJECTIVE: To remove the color reference (red) and modify the rule to reflect the language of current tags.

ACTION: Informational

BACKGROUND: DBS has recently changed inspections tags for uniformity amongst the trades.

PROCEDURAL HISTORY:

ATTACHMENTS: Current rules with proposed changes



IDAHO ADMINISTRATIVE CODE IDAPA

07.02.03 Division of Building Safety Rules Governing Permit Fee Schedule

04. Other Installations Including Industrial and Commercial.

The inspection fees listed in this Section shall apply to any and all plumbing installations not specifically mentioned elsewhere in this schedule. The plumbing cost shall be the cost to the owner of all labor charges and all other costs that are incurred in order to complete the installation of any and all plumbing equipment and materials installed as part of the plumbing system. (3-26-08)

a. Plumbing system cost not exceeding ten thousand dollars (\$10,000): sixty dollars (\$60) plus two percent (2%) of the total plumbing system cost. (3-26-08)

b. Plumbing system cost over ten thousand dollars (\$10,000), but not exceeding one hundred thousand dollars (\$100,000): two hundred sixty dollars (\$260) plus one percent (1%) of the plumbing system cost exceeding ten thousand dollars (\$10,000). (3-26-08)

c. Plumbing system cost over one hundred thousand dollars (\$100,000): one thousand one hundred sixty dollars (\$1,160) plus one half of one percent (.5%) of the plumbing system cost exceeding one hundred thousand dollars (\$100,000). (3-26-08)

d. All fees calculated under this schedule must be calculated on the total plumbing cost of the job and this figure must be shown on the permit. (3-26-08)

05. Requested Inspections.

A fee of sixty-five dollars (\$65) per hour or portion of an hour shall apply, with the requesting party responsible for all costs incurred in out-of-state travel. (3-26-08)

06. Additional Fees and Re-Inspection Fees.

A fee of sixty-five dollars (\$65) per hour or portion of an hour shall apply to: (3-26-08)

a. Trips to inspect when: (3-26-08)

i. The submitter of the permit has given notice to the Division of Building Safety that the work is ready for inspection and it is not; or (3-26-08)

ii. If the submitter has not accurately identified the work location; or (3-26-08)

iii. If the inspector cannot gain access to make the inspection. (3-26-08)

b. Trips to inspect corrections required by the inspector as a result of the submitter improperly responding to a corrective notice. (3-26-08)

~~**e.** Each trip necessary to remove a red tag from the jobsite. (3-26-08)~~

d. When corrections have not been made in the prescribed time, unless an extension has been requested and granted. (3-26-08)

e. No permit - failure to post or send permit and required fee in the prescribed time will, at the discretion of the Division, result in the assessment of a double fee. (3-26-08)

IDAPA 07 TITLE 02 CHAPTER 04

07.02.04 - RULES GOVERNING PLUMBING SAFETY INSPECTIONS

000.LEGAL AUTHORITY.

In accordance with Section 54-2605(1), Idaho Code, the Idaho Plumbing Board shall make, promulgate, and publish such rules as may be necessary for carrying out the provisions of this act in order to effectuate the purposes thereof and for the orderly and efficient administration thereof, and except as may be limited or prohibited by law and the provisions of this act, such rules so made and promulgated shall have the force of statute. (2-26-93)

001.TITLE AND SCOPE.

These rules shall be cited as IDAPA 07.02.04, "Rules Governing Plumbing Safety Inspections," Division of Building Safety. These rules prescribe the criteria for the inspections of plumbing installations and additional requirements. (2-26-93)

002.WRITTEN INTERPRETATIONS.

This agency has no written interpretations of this chapter. (2-26-93)

003.ADMINISTRATIVE APPEALS.

IDAPA 04.11.01, "Idaho Rules of Administrative Procedure of the Attorney General," govern license revocation/ suspension proceedings. (2-26-93)

004. -- 010.(RESERVED).

011.REQUIRED INSPECTIONS.

01. Ground Work Inspection Tags. For ground work to be covered, with acceptance by the inspector. A tag will be attached in a prominent location, preferably to a vertical riser. (5-8-09)

02. Rough-In Inspection Tags. For rough-in, prior to covering or concealing with acceptance by the inspector. A tag will be placed in a prominent location. (5-8-09)

03. Final Inspection Tags. For final, attached when the plumbing as specified on the permit is complete and conforms to the requirements of the code. (5-8-09)

04. Inspection Tags for Unacceptable Plumbing. ~~Red: Not acceptable, and Correction Notice:~~ when attached to the plumbing system means that the plumbing is not acceptable and that corrections will be required. ~~Also, a reinspection and reinspection fee shall be required.~~ (6-4-76)

04. Inspection Tags for Unacceptable Plumbing. ~~Red: Not acceptable, and Correction Notice:~~ when attached to the plumbing system means that the plumbing is not acceptable and that corrections will be required. Also, a reinspection and reinspection fee ~~shall~~ **may** be required. (6-4-76)

012.REQUIREMENTS IN ADDITION TO THE PLUMBING CODE.

01. Cross Connection Control Manual. The "Cross Connection Control Manual" published by the Pacific Northwest Section of the American Water Works Association (December, 1995 6th Edition) is hereby adopted as the standard for cross connection control and back flow prevention devices. (5-3-03)

02. Jurisdiction/Septic Systems. Septic tank and drain fields: Under the definition of a plumbing system as set forth in Section 54-2604(h), Idaho Code, the plumbing contractor's interest and responsibility ceases with the "connection" to the septic tank. (11-14-85)

03. Waste Disposal. The Department of Health and Welfare is the inspection authority on waste disposal. (6-4-76)

013. -- 999.(RESERVED).

IDAHO PLUMBING BOARD

Agenda Item No. 06 Definition of Plbg. System--Liquid and Fuel Gas Piping

PRESENTER: Gilbert Pond, Board Member

OBJECTIVE: To add “liquid and fuel gas piping, hydronic, cooling/hot water heating systems, boilers, steam, hot water and all associated venting dedicated exclusively thereto” to the statute defining a plumbing system.

ACTION: Informational

BACKGROUND: It has long been understood and accepted within the affected construction industries that fuel gas piping has always been a basic component of the plumbing trade; however, such installations are not currently part of the definition of a plumbing system in Idaho statute. The topic was brought up at the July 2011 meeting and suggested the statute be amended to legally provide a basis for plumbers to make such installations, and for it to more accurately reflect current practices in the trade. This modification to statute would also align it with the definition of plumbing system contained in the Uniform Plumbing Code.

PROCEDURAL HISTORY: This topic was addressed at the October 13, 2011 meeting. It was suggested Mr. Pond work with DBS to incorporate other components of the plumbing trade into Idaho Code § 54-2604 “Plumbing Systems”.

ATTACHMENTS: Proposed statute modification



§ 54-2603. Plumbing

Plumbing means and includes the business, trade practice or work, materials and fixtures used in the design, construction, installation, improvement, extension and alteration of all piping, fixtures, appliances and appurtenances in connection with any plumbing system.

§ 54-2604. Plumbing systems

(1) A plumbing system, public or private, means and includes:

- (a) Plumbing fixtures, interconnecting system pipes and traps;
- (b) Soil, waste and vent pipes;
- (c) Building drains and building sewers;
- (d) Sanitary and storm water drainage facilities;
- (e) Liquid waste and sewerage facilities;
- (f) Water supply systems and distribution and disposal pipes of any premises;
- (g) Water treating and water using equipment attached to a plumbing system except for water conditioning equipment;
- (h) All the respective connections, devices and appurtenances of any plumbing system, public or private, within or adjacent to any building, residence, manufactured housing, or structure to and including a connection with any point of a public or private supply, distribution or disposal system or other acceptable terminal; and

(i) Water heaters and all associated venting dedicated exclusively thereto.

(j) Liquid and fuel gas piping;

(k) Hydronic, Cooling and Hot water heating Systems;

(l) Boilers, steam and hot water and all associate venting dedicated exclusively thereto.

(2) As used in this section, "water conditioning equipment" shall mean those devices necessary to remove impurities and sediment from water.

(3) A plumbing system does not include a single service integrated fire sprinkler system as defined in section 41-254, Idaho Code.

(4) It shall be unlawful for any person, firm, copartnership, association or corporation to do, or cause to be done, whether acting as a principal, agent, or employee, any construction, installation, improvement, extension or alteration of any plumbing system or water conditioning equipment in any residence, building, or structure, or service lines thereto, in the state of Idaho, without complying with the bonding provisions as provided by section 54-2602, Idaho Code.

IDAHO PLUMBING BOARD

Agenda Item No. 07

Renting of Contractor Licenses

PRESENTER: Dan Long, Board Member and John Nielsen, Plumbing Program Manager

OBJECTIVE: To discuss whether plumbing contractors can legally allow an individual to rent their licenses, and if so, to come up with a solution to the issue.

ACTION: Informational

BACKGROUND: May 2011 - John Nielsen has received numerous calls from contractors wondering what, if any, the Division plans to do about Plumbing contractors renting out their licenses. The current rules do not prohibit a licensed plumbing contractor from renting his license. Although anyone can pull a permit on the license, the licensed contractor is still responsible for actions taken under the license.

Discussion was opened to the public for comments/suggestions. The majority agreed for restrictions to the renting of a contractor license.

July 2011 - John Nielsen continues to work on this issue.

October 2011 - Upon further research, DBS does not have the authority to prohibit a licensed plumbing contractor from renting his license. Steve Keys explained the Division's process to ensure a licensed individual can only represent one company.

The Board agreed to continue dialog on this topic. Using the following suggestions, Dan Long, Dennis Butterfield, and Kenny Calkins were asked to work with the Division to rewrite the definition of a plumbing license and how it can be used: 1.) Licensee must be 50% owner of the company; and 2.) Licensee must be on staff and work for the company.

Prior to the February 2012 Board meeting, Dan Long, Dennis Butterfield, and Kenny Calkins will work with DBS to create a proposed rule; rewording the definition of a plumbing license and its use.

ATTACHMENTS: Proposed Master License



§ 54-2606. Powers and duties of the Idaho plumbing board

(1) The board shall have the general administration and supervision of the design, construction, installation, improvement, extension and alteration of plumbing and plumbing systems, except that which has been heretofore and hereinafter exempted from the jurisdiction of this board, in connection with all buildings, residences and structures in this state including buildings, residences and structures owned by the state or any political subdivision thereof.

(2) The division of building safety shall enforce the minimum standards and requirements therefore as provided by this chapter.

(3) The board may exercise such powers and duties as are reasonably necessary to carry out the provisions of this chapter, and it may among other things:

(a) Establish the fees to be charged for permits and inspections of plumbing systems.

(b) Hold public meetings and attend or be represented at such meetings, within or without the state, prepare and publish rules pertaining to this chapter, and such other information as may be necessary, and furnish copies thereof to those engaged in the business, trade, practice or work of plumbing and pipefitting and to the public upon request.

(c) Furnish standards and procedures and prescribe reasonable rules for examinations, qualification and certification of plumbing contractors, master, ~~and~~ journeymen and apprentice plumbers not herein prescribed, including the establishment of continuing education requirements for master, journeyman and plumbing contractors.

(d) Require the furnishing of a compliance bond by plumbing contractors in an amount not to exceed two thousand dollars (\$ 2,000) for the contractor classification or evidence of such coverage by a corporate industry group bond acceptable to the board.

(e) Furnish standards and procedures and prescribe reasonable rules to provide for the certification of specialty contractors, specialty journeymen, and specialty apprentices, including the furnishing of a compliance bond in an amount not to exceed two thousand dollars (\$ 2,000) for the specialty contractor classification or evidence of coverage by a corporate industry group bond acceptable to the board.

(f) Establish by administrative rule civil penalties not to exceed one thousand dollars (\$ 1,000) for each count or separate offense, to be paid for violations of this chapter and rules of the Idaho plumbing board; and to establish by administrative rule the process by which appeals from the imposition of civil penalties may be heard. The board is authorized to affirm, reject, decrease or increase the penalty imposed;

however, the board shall not increase any penalty imposed to an amount exceeding one thousand dollars (\$ 1,000) for each individual count or separate offense.

§ 54-2611. Classification of competency

There shall be ~~three (3)~~ four (4) classifications of competency in the business, trade, practice or work of plumbing and three (3) classifications of competency in the business, trade, practice or work of specialty plumbing, as follows:

(a) For the purposes of this chapter, A plumbing contractor shall be any person, ~~or a member, representative or agent of a~~ company, firm, copartnership, association, or corporation who engages in, conducts, or is carrying on the business of installing, removing, improving, extending, altering, or repairing plumbing systems or parts thereof, or entering into agreements for the installation, removal, alteration, or repair of such. A plumbing contractor shall be skilled in the planning and supervision of the construction, installation, improvement, extension and alteration of plumbing systems, and ~~who is~~ familiar with the provisions of this act and the rules made by the Idaho plumbing board, ~~and who is~~ A plumbing contractor shall be competent to offer and to assume to work on a contract basis and to direct the work of qualified employees. A contractor who in person does plumbing work shall also be qualified as a master or journeyman plumber, or have in his employ on all work a qualified master or journeyman.

(b) A Master Plumber. A person who has the necessary qualifications, training, experience and technical knowledge to plan, layout or design the installation of plumbing systems, or to supervise such planning, layout, or design, and who performs or supervises such planning, layout or design, shall, for the purpose of this act, be known as a master plumber.

~~(bc)~~ A plumbing journeyman shall be any person, who as his principal occupation, is engaged in the installation, improvement, extension and alteration of plumbing systems, and who is familiar with the provisions of this act and who works in the employ and under the direction of a plumbing contractor.

~~(ed)~~ A plumbing apprentice shall be any person, who as his principal occupation is engaged in learning and assisting in installation, improvement, extension and alteration of plumbing systems. Apprentices shall not perform plumbing work except under the supervision of a journeyman.

~~(de)~~ A specialty contractor shall be any person, or a member, representative or agent of a firm, copartnership, association, or corporation skilled in the specialty classification for which he is certified and who is familiar with the provisions of this act and rules made by the Idaho plumbing board, and who is competent to offer and to assume work on a contract basis and to direct the work of qualified employees. A

specialty contractor who in person does specialty work shall also be qualified as a specialty journeyman, or have in his employ on all work a specialty journeyman.

(ef) A specialty journeyman shall be any person who is engaged in the specialty classification for which he is certified and who is familiar with the provisions of this act and who works in the employ and under the direction of a plumbing or specialty contractor.

(fg) A specialty apprentice shall be any person who is engaged in learning and assisting in the specialty classification for which he is registered. Specialty apprentices shall not perform specialty work except under supervision of a specialty journeyman.

§ 54-2614. Application and registration fees

All applicants shall pay to the board at the time of application for examination, a fee in accordance with the following:

Application for Plumbing Contractor	\$22.50
<u>Application for Plumbing Master</u>	<u>\$22.50</u>
Application for Plumbing Journeyman.	\$22.50
Application for Specialty Contractor.	\$22.50
Application for Specialty Journeyman.	\$22.50

Apprentices and specialty apprentices shall not be required to be examined for competency, but shall register as an apprentice or specialty apprentice with the division of building safety and maintain such registration during the entire period in which they are accruing their experience. The registration fee for apprentices shall be fifty dollars (\$ 50.00) per renewal. The registration fee for specialty apprentices shall be thirty dollars (\$30.00) per renewal. The board may contract with a professional testing service to administer any licensing examination and any contracted professional testing service shall be responsible to establish and collect the examination fee. Any person who fails to pass the examination may apply for reexamination at the next scheduled examination upon payment of the examination fee. Should any person fail to pass the examination the second time, the board may refuse to allow a subsequent examination until the expiration of one (1) year.

§ 54-2616. Fees for certificates -- Prorating

(1) Before a certificate is issued, and for the renewal thereof, the successful applicant shall pay to the division of building safety a fee in accordance with the following schedule:

	Initial Fee	Renewal
Plumbing Contractor	\$75.00	\$36.00
<u>Plumbing Master</u>	<u>\$50.00</u>	<u>\$25.00</u>
Plumbing Journeyman	\$15.00	\$7.20
Specialty Contractor	\$75.00	\$36.00
Specialty Journeyman	\$15.00	\$7.20

(2) The administrator of the division of building safety shall have the authority to prorate and assess the initial certificate fees as follows: the amount of the initial fee, plus the product of one-twelfth (1/12) of the amount of the renewal fee for that particular category of certificate multiplied by the number of months in excess of twelve (12) for which the certificate is issued. No certificate shall be issued for less than twelve (12) months.

(3) The administrator of the division of building safety shall have the authority to prorate and assess the renewal fees as follows: the number of months the certificate will be in effect, multiplied by one-twelfth (1/12) of the renewal fee for that particular category of certificate. No renewal shall be issued for less than twelve (12) months.

(Recommend you modify these two paragraphs (2) and (3) as well)

§ 54-2617. Certificate expiration -- Renewal -- Rules for staggered schedule

(1) Certificates of competency shall be issued for a period of three (3) years, and shall expire three (3) years from the date of issue, unless sooner revoked or suspended.

(2) A certificate of competency for plumbing contractor, master, or journeyman may be renewed at any time during the month prior to its expiration by providing proof of completion of the continuing education requirements as established by the board and compliance with all other renewal requirements of statute or rule. A certificate of competency for plumbing specialty contractor and specialty journeyman may be renewed at any time during the month prior to its expiration by compliance with all renewal requirements of statute or rule.

(3) Failure of any holder to timely renew a certificate of competency shall cause lapse of the certificate, but it may be revived within one (1) year without examination only upon payment of the full initial fee.

(4) The board shall promulgate rules to provide for a staggered schedule of issuing and renewing certificates of competency.

§ 54-2618. Certificate to be displayed and certificates of competency and registration carried or in vicinity of work site

All holders of valid certificates in the contractor and specialty contractor classifications shall display a sign or card, upon a form prescribed and furnished by the division of building safety, for public view in their place of business. All master, journeymen, and specialty journeymen shall have their certificate of competency on their persons or in the immediate vicinity of the work site during working hours. Apprentices and specialty apprentices shall have evidence of registration on their persons or in the immediate vicinity of the work site during working hours.

§ 54-2619. Municipal fees for permits, inspections -- Exceptions

No provision of this act shall deprive incorporated cities, including those specially chartered, from collections of fees from permits and inspections. Notwithstanding the provisions of sections 50-304, 50-306 and 50-606, Idaho Code, no cities, including those specially chartered, shall require occupational license fees from plumbing contractors, master, and journeymen who possess a valid certificate of competency issued by the administrator of the division of building safety, except those cities that have qualified plumbing inspectors.

013. MASTER PLUMBER

01. To obtain a master plumber certificate, a person must first submit an acceptable application. The application must show, among other things, a provable minimum of two and one-half (2 1/2) years experience as a master or journeyman plumber either in the state of Idaho or another state. Such experience may be proven by the submission with the application of a photo static copy of the license from another jurisdiction, which has been held for the required period of time. However, if the applicant is from a state which does not require or provide for formal master or journeyman licensing, then said experience may be proven by the submission of three (3) sworn affidavits from individuals attesting to the fact that the applicant has had at least two and one-half (2 1/2) years experience as a master or journeyman plumber. Applications which are incomplete in any detail will be returned as unacceptable. The examination fee shall be as prescribed by Section 54-2614, Idaho Code, and must accompany the application. (X-X-13)

013 014. PLUMBING CONTRACTOR.

01. Qualifications for Plumbing Contractor.

a. On and after July 1, 2013, except as hereinafter provided, any person, partnership, company, firm, association, or corporation shall be eligible to apply for a plumbing contractor license upon the following requirements: (X-X-13)

i. Applicant shall have at least one (1) full-time employee who holds a valid master plumber license issued by the Division. Licensed plumbing contractors who are current and active prior to July 1, 2013, shall not be required to have a master plumber as the supervising plumber until a new supervising plumber is designated. A master plumber license will be required for a new supervising plumber designated after July 1, 2013. (X-X-13)

ii. The master plumber shall be designated the supervising plumber and shall be available during working hours to carry out the duties of supervising, as set forth herein, and who will be responsible for supervision of plumbing installations made by said company, firm, association, or corporation as provided by Section 54-2611(a), Idaho Code. (X-X-13)

iii. An individual plumbing contractor may act as his own supervising master plumber upon the condition that he holds a valid master plumber license. (X-X-13)

iv. Applicant must pass a contractor examination administered by the Division or its designee. Any applicant which purports to be a non-individual (such as, corporation, partnership, company, firm, or association), must designate in writing an individual to represent the partnership, company, etc., for examination purposes. Any such designee shall be a full-time supervisory employee and may not represent any other applicant for an electrical contractor's license. (X-X-13)

v. Applicant shall provide proof of liability insurance to the Division in the amount of three hundred thousand dollars (\$300,000) from an insurance company licensed to do business in the state of Idaho. The liability insurance shall be in effect for the duration of the applicant's contractor licensing period. (X-X-13)

vi. Applicant shall provide to the Division proof of Idaho's worker's compensation insurance unless specifically exempt from Idaho law. The Division will provide written confirmation of exemption status. (X-X-13)

02. Required Signatures on Application. An application for a plumbing contractor license shall be signed by the applicant or by the official representative of the partnership, company, firm, association, or corporation making the application. The application shall be countersigned by the supervising master plumber. (X-X-13)

03. Plumbing Contracting Work Defined. A plumbing contractor license issued by the Division of Building Safety must be obtained prior to acting or attempting to act as a plumbing contractor in Idaho. (X-X-13)

a. Plumbing contracting work includes plumbing maintenance or repair work, in addition to new plumbing installations, unless such work is expressly exempted by Section 54-2602, Idaho Code. (X-X-13)

b. Any person or entity, not otherwise exempt, who performs or offers to perform plumbing contracting work, is acting as a plumbing contractor, whether or not any compensation is received. (X-X-13)

c. Registered general contractors who submit a bid on a multi-trade construction project that includes a licensed plumbing contractor's pricing shall not be considered to be acting or attempting to act as a plumbing contractor. (X-X-13)

04. Qualification and Duties for Supervising Journeyman or Master. (X-X-13)

a. A master plumber shall not be considered as qualified to countersign a plumbing contractor license application as the supervising master, nor shall said application be approved if he does countersign said application as the supervising master, if said master has had his Idaho plumbing contractor license revoked for cause under Section 54-2608, Idaho Code. (X-X-13)

b. A supervising master shall not countersign for more than one (1) contractor. (X-X-13)

c. A journeyman who is a full time employee of a company, corporation, firm or association with an industrial account may sign as supervising journeyman for that industrial account in addition to signing as supervising journeyman for his own contractor's license so long as the journeyman is listed as the owner and complies with the provisions of Paragraphs 014.01.a. and 014.01.b. of these rules (X-X-13)

05. Termination of Supervising Master or Contractor Designee. (X-X-13)

a. Any person designated under Paragraph 014.01.a. of these rules, and the contractor he represents, shall each notify the Division in writing if the supervising master's working relationship with the contractor has been terminated. Each notice must be filed with the Division within ten (10) days of the date of termination. If the supervising master's relationship

with the contractor is terminated, the contractor's license is void within ninety (90) days unless another supervising journeyman is qualified by the Bureau. (X-X-13)

b. Any person designated under Paragraph 015.01.a. of these rules, and the contractor he represents, shall each notify the Division in writing if the designee's working relationship with the contractor has been terminated. Each notice must be filed with the Division within ten (10) days of the date of termination. If the designee's relationship with the contractor is terminated, the contractor's license is void within ninety (90) days unless another duly qualified designee passes the plumbing contractor's examination on behalf of the contractor. (X-X-13)

02. 06. Restrictive Use of Contractor Certificate. Any individual holding a contractor certificate and designated by a firm to represent that firm for licensing purposes shall represent one (1) firm only, and shall immediately notify the Division in writing when his working arrangement with that firm has been terminated for purposes of becoming self-employed or affiliation with another firm, or for any other reason. A license holder cannot represent any other person or firm, self-employed or otherwise, than originally stated on his application for license. When a change is made, he is required to so inform the Division. Otherwise, he is guilty of transferring his license in violation of Section 54-2610, Idaho Code, and is subject to license suspension, revocation, or refusal to renew under Section 54-2608, Idaho Code, or to prosecution under the provisions of Section 54-2628, Idaho Code. (8-25-88)

03. 07. Previous Revocation. Any applicant for a plumbing contractor's license who has previously had his plumbing contractor's license revoked for cause, as provided by Section 54-2608, Idaho Code, shall be considered as unfit and unqualified to receive a new plumbing contractor's license so long as such cause for revocation is continuing, and of such a nature that correction can be made by the applicant. (11-14-85)

04. 08. Reviving an Expired License. Any applicant for a plumbing contractor's license who has allowed his license to expire and seeks to revive it under the provisions of Section 54-2617, Idaho Code, may be denied a license as unfit and unqualified if, while operating under the license prior to expiration, he violated any of the laws, rules or regulations applicable to plumbing contractors, and such violation is continuing, and of such a nature that corrections can be made by the applicant. (11-14-85)

05. 09. Effective Dates. The effective dates of the compliance bond liability insurance referred to in Subsection ~~013~~014.01v of these rules shall coincide with the effective dates of the contractor's license. Proof of renewal of the compliance bond liability insurance must be on file with the Division before the contractor can renew or revive his license. (4-6-05)

06. 010. Plumbing Contractor's Responsibility. It shall be the responsibility of the plumbing contractor to ensure that all his employees working at the plumbing trade are licensed as provided by Idaho Code and these rules. (8-25-88)

07. 011. Advertising. Any person or entity advertising to engage in the business, trade, practice, or work of a plumbing contractor as defined in Section 54-2611, Idaho Code, who does not possess a current and valid plumbing contractor certificate of competency issued by the Division of Building Safety, shall be in violation of the licensing provisions of Title 54,

Chapter 26, Idaho Code. Such conduct is punishable as a misdemeanor as prescribed by Section 54-2628, Idaho Code, and subject to civil penalties in accordance with IDAPA 07.02.07, "Rules Governing Civil Penalties," Section 011. (5-8-09)

a. For the purposes of this Section, advertising shall include, but not be limited to: newspaper, telephone directory, community flier ads or notices; telephone, television, radio, internet, or door-to-door solicitations. (5-8-09)

b. Any advertising, as defined in Subsection 013.07 of these rules, conducted by those persons or entities with a valid certificate of competency shall include the contractor certificate of competency number. (5-8-09)

~~014.~~ 015. APPLICATIONS.

All applications for licenses shall be properly completed giving all pertinent information, and signatures shall be notarized. Applications for plumbing contractor's license shall be accompanied by a license fee in the amount prescribed by Section 54-2616, Idaho Code. An application for a journeyman license shall be accompanied by a license fee in the amount prescribed by Section 54-2616, Idaho Code, and an examination fee as provided by Section 54-2614, Idaho Code. An application for a license shall be submitted to the administrator of the Division and shall be approved by an authorized representative of the Division before any examination is given and before any license is issued. The provisions of this section shall not apply to renewal of licenses. (11-14-85)

IDAHO PLUMBING BOARD

Agenda Item No. 08

CEU Training for Plumbing Contractors

PRESENTER: Gilbert Pond, Board Member

OBJECTIVE: Identify the course types, i.e., plumbing code, industrial, and the required number of hours for each course to qualify as a continuing education unit.

ACTION: Informational

BACKGROUND: May 2011 - Dan Long made a motion to approve the proposal before the Board for DBS to promulgate a rule establishing criteria for approval of instructors and courses of instruction for plumbing contractors and journeymen continuing education requirements. Matt Gardner seconded. All in favor, motion carried.

July 2011 - Gilbert Pond noted IDAPA 07.02.05.016.02c, "Continuing Education", only specifies the number of hours of continuing education required for contractors. At the request of Milford Terrell, John Nielsen and Mr. Pond will create a proposed rule change; breaking down the types of continuing education; i.e., plumbing code update, industrial, etc.

October 2011 – It was noted, draft rules on the criteria for continuing education requirements were approved by the Board at the July 2010 meeting and will be presented at the 2012 legislation.

Additional concerns/ideas of Mr. Pond's were: 1.) a course must be at least four hours in length, 2.) reciprocity for continuing education, and 3.) classes through IAPMO and Bureau of Apprenticeship and Training (BAT). It was suggested a four-hour class could be broken up into four one-hour segments, and DBS will research whether continuing education classes will be accepted among the reciprocal states of Idaho, Washington, Oregon, and Montana.

The Division will work on a reciprocal agreement between Idaho, Washington, Oregon, and Montana with regard to continuing education classes.

ATTACHMENTS: No documentation



IDAHO PLUMBING BOARD

Agenda Item No. 09

Proposed Mechanical License

PRESENTER: John Nielsen, Plumbing Program Manager

OBJECTIVE: Create a mechanical license for plumbers and HVAC installers.

ACTION: Informational

BACKGROUND: October 2011 - DBS brought forth an idea to implement a mechanical license for plumbers and HVAC installers. Individuals would be licensed in their respective trades, as well as have an endorsement for each specialized skill, i.e., boiler, hydronic, fuel gas, water heater, etc. As the new mechanical license evolves, Chairman Terrell requested John Nielsen bring additional information to the Board.

PROCEDURAL HISTORY:

ATTACHMENTS: No documentation



IDAHO PLUMBING BOARD

Agenda Item No. 10

Issuance of Permits/Payment Time Lines

PRESENTER: C. Kelly Pearce, Administrator

OBJECTIVE: To consider a one-stop shop throughout Idaho for the issuance of permits.

ACTION: Informational

BACKGROUND: At the October 2011 Board meeting, Milford Terrell expressed the inconvenience and hardship the Division's latest permit/payment process has on contractors. It was suggested the Division consider a one-stop shop throughout the state of Idaho. A homeowner would purchase one permit for all required services, i.e., building, electrical, plumbing, HVAC for their job; however, the contractors would be responsible for their respective part of the permit.

As reiterated by Kelly Pearce, as of July 1, 2011, DBS is the designated building inspector for all state projects. Mr. Pearce accepted the task to research a one-stop shop.

For the February 2012 Board meeting, DBS will review the permit/payment process and create a package to advertise to all interested parties for comments.

PROCEDURAL HISTORY:

ATTACHMENTS: No documentation



IDAHO PLUMBING BOARD

Agenda Item No. 11

Plumbing Program Manager Report

PRESENTER: John Nielsen, Plumbing Program Manager

OBJECTIVE: To update the Board on the Plumbing program's current activities.

ACTION: Informational

BACKGROUND: This topic is addressed at all regularly scheduled Idaho Plumbing Board meetings.

PROCEDURAL HISTORY:

ATTACHMENTS: IAPMO's 82nd Annual Education and Business Conference Report



To: C. Kelly Pearce, Administrator
From: John Nielsen, Plumbing Program Manager
Date: November 7, 2011
Subject: IAPMO's (International Association of Plumbing and Mechanical Officials) 82nd Annual Education and Business Conference

This year I had the privilege to attend IAPMO's 82nd Annual Education and Business Conference in San Antonio, Texas the week of September 25-29, 2011.

The purpose of the conference was to bring people from the plumbing and mechanical community together from around the world to help with the code development process and vote on proposed changes to be implemented into the 2012 Uniform Plumbing and Mechanical codes. It is vital for DBS to be part of this process so Idaho can stay current on code changes and also to support IAPMO - as they have over the past few years while we were developing the Idaho State Plumbing Code.

In addition to voting on the new code, the conference provided valuable networking and educational opportunities.

The four day conference was filled with code training and work shops. The UPC and UMC workshop committees allowed us to test our code knowledge and discuss with and learn from our peers. During the workshops we were placed into groups, given drawings of installations and asked to determine if the systems and components were in compliance with the applicable 2009 code. It was a great opportunity to get to know other mechanical officials and witness how certain parts of the country interpret the codes.

The code training covered Water Heater Installations, Steam and Hot Water Boilers, Proper Use and Understanding of Tables 7-3 and 7-5 of the UPC, Refrigeration Provisions, Appliance Venting, as well as a major category that will affect Idaho next year: Horizontal Wet Venting. These classes will prove to be of great value in the coming months as we transition from the 2003 UPC to the 2009 ISPC and as I train the inspectors on the upcoming changes.

The conference also gave me the chance to apply for positions on the Workshop Committee and Technical Committee. As a member of the Workshop committee I would help create new drawings for the bi-monthly magazine IAPMO distributes called *The Official*. These drawings would then become part of the code workshop at the annual conference. A Technical Committee member helps answer code questions that an inspector or code official may have on the interpretation of code and also takes part in developing the Answers and Analysis Manual. I should hear from IAPMO within the next few weeks if I have been appointed to any position.

The knowledge I gained at the conference will help me train the inspectors and contractors. The knowledge and contacts I made that week in September will only further serve the Division of Building Safety and better protect the health of the state.

IDAHO PLUMBING BOARD

Agenda Item No. 12

Operational Report

PRESENTER: Steve Keys, Deputy Administrator-Operations

OBJECTIVE: To update the Board on the operations of the Plumbing program and Division.

ACTION: Informational

BACKGROUND: This topic is addressed at all regularly scheduled Idaho Plumbing Board meetings.

PROCEDURAL HISTORY:

ATTACHMENTS: No documentation



IDAHO PLUMBING BOARD

Agenda Item No. 13a

Financial Report

PRESENTER: C. Kelly Pearce, Administrator and Dave Decker, Financial Specialist

OBJECTIVE: To review the Idaho Plumbing Board's Financial Report.

ACTION: Informational

BACKGROUND: This topic is addressed at all regularly scheduled Idaho Plumbing Board meetings.

**PROCEDURAL
HISTORY:**

ATTACHMENTS: Idaho Plumbing Board's Financial Report





Division of Building Safety
 IDAHO PLUMBING BOARD FUND 0229-03
 Fiscal Year 2012 Financial Statements
 As of 12/31/2011

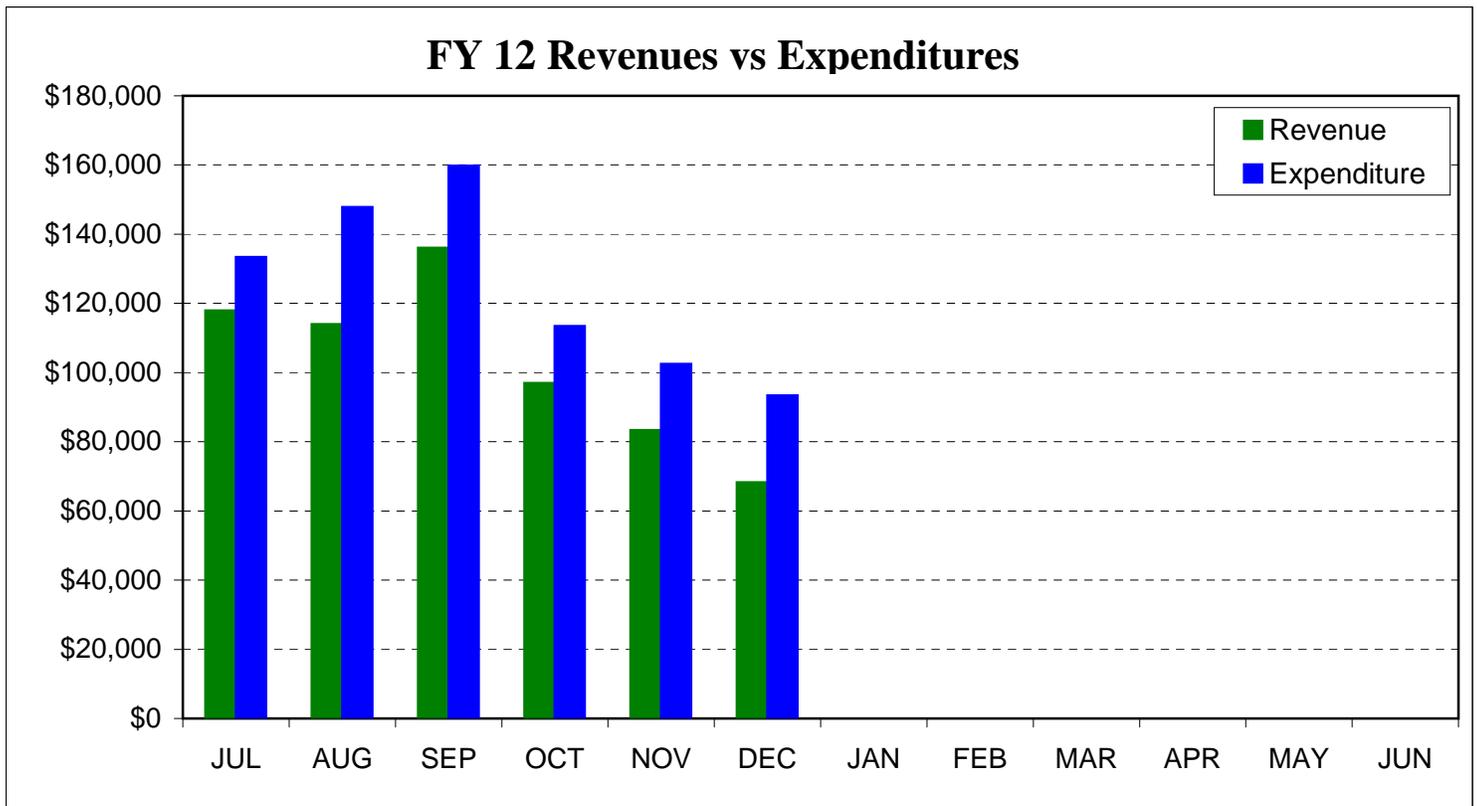
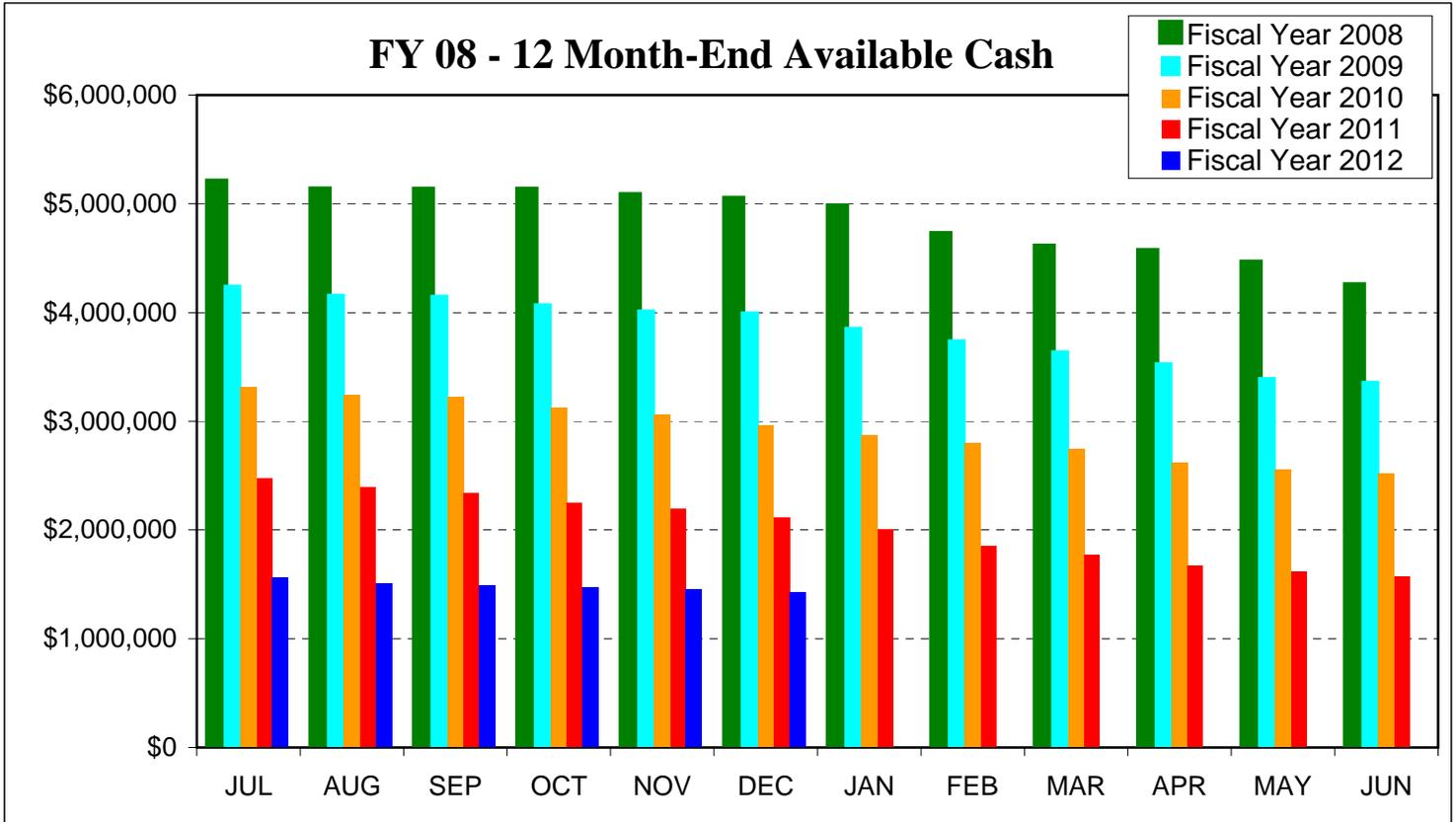
Statement of Revenues and Expenditures

Class	Budget	Fiscal Year To Date	YTD as a % of Budget *	Remaining Budet	Projected for Remainder of Year	Projected Year End Totals	Projected Total as a % of Budget
Revenues:	1,065,000	616,496	57.9%	448,504	467,000	1,083,496	101.7%
Expenditures							
Personnel:	870,000	576,204	66.2%	293,796	434,821	1,011,025	116.2%
Operating:	230,000	172,528	75.0%	57,472	120,000	292,528	127.2%
Capital:	38,500	1,338	3.5%	37,162	35,000	36,338	94.4%
Total Expenditures	1,138,500	750,071	65.9%	388,429	589,821	1,339,892	117.7%
Net for FY 2012	(73,500)	(133,574)			(122,821)	(256,395)	

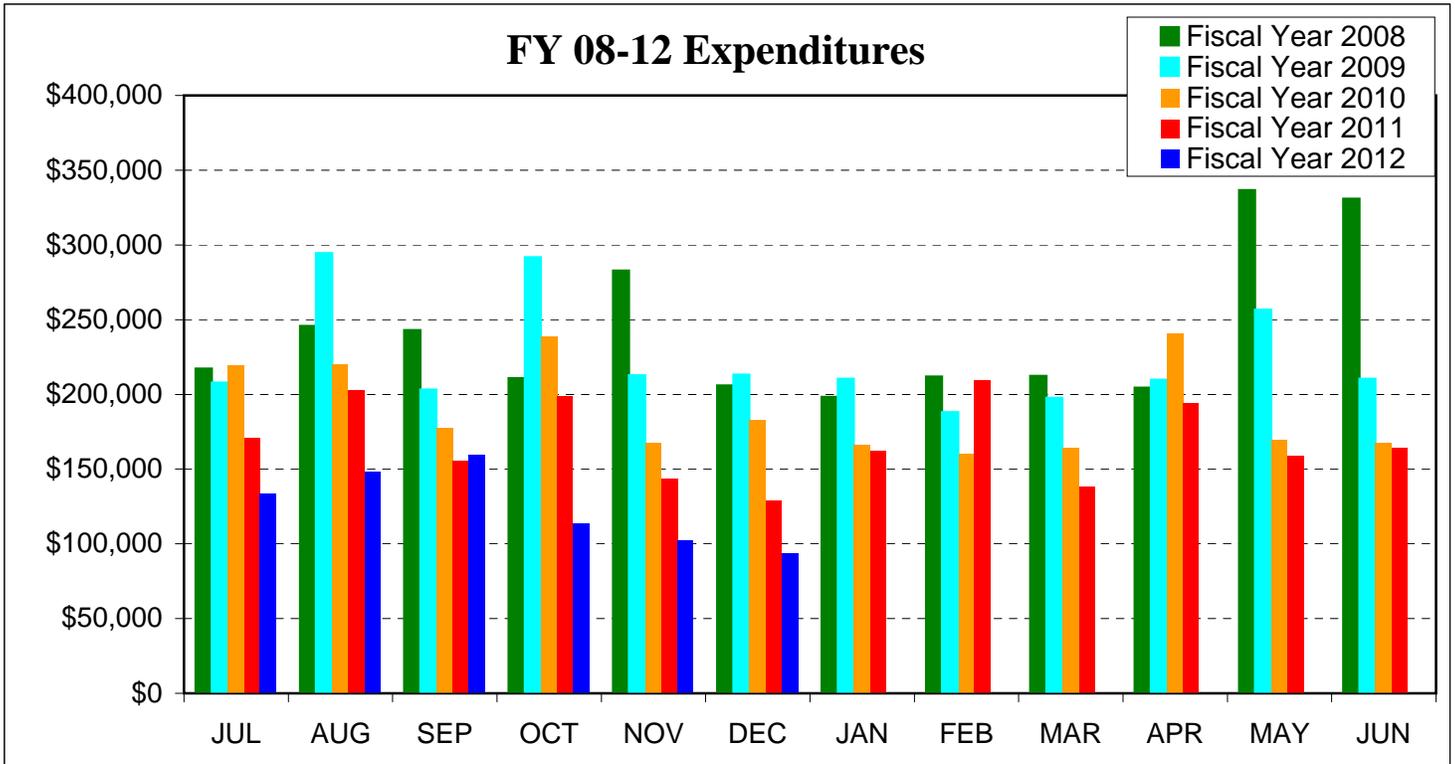
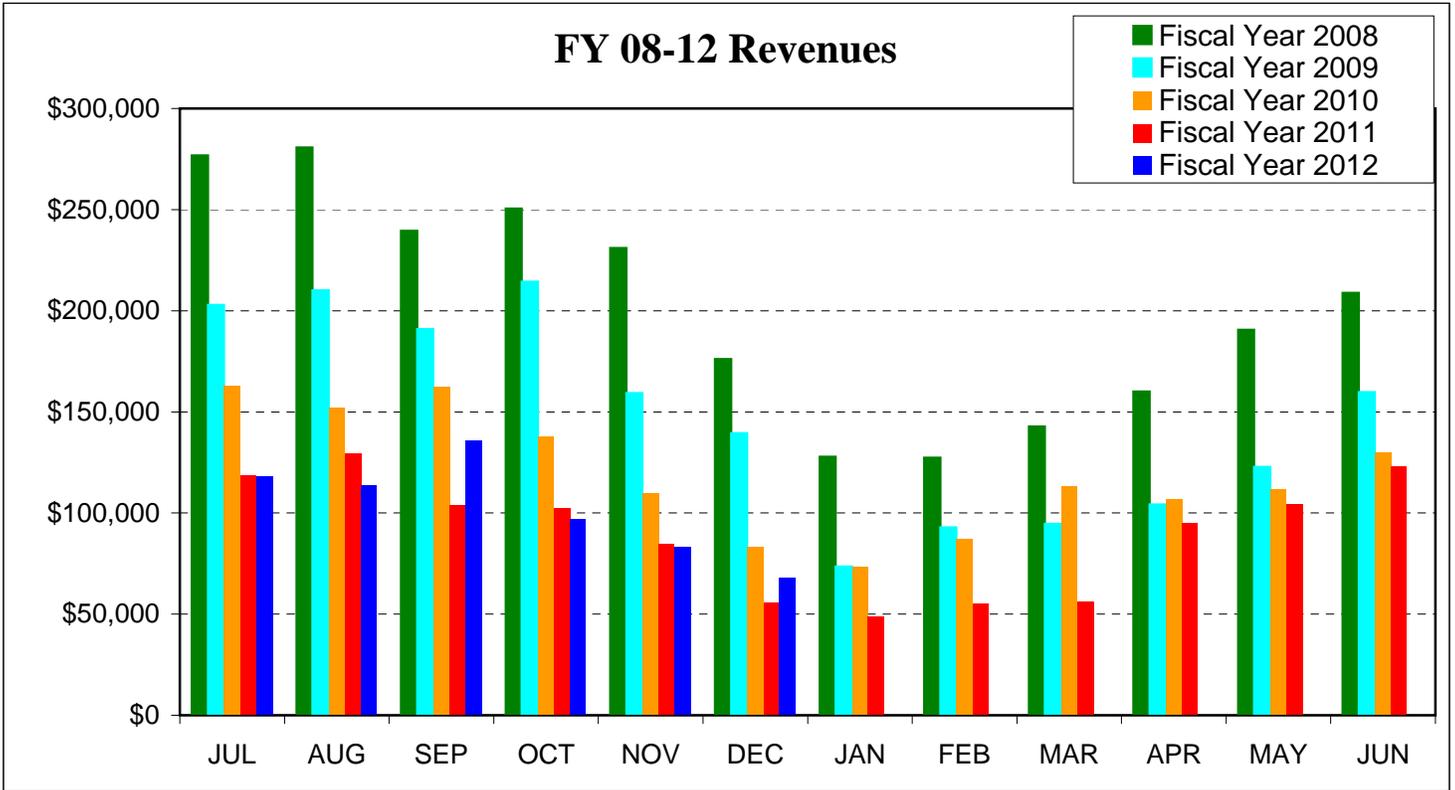
Statement of Cash Balance

Beginning Cash Available	Revenues	Expenditures and Encumbrances	Other Changes in Cash	Available Cash	Projected Change in Cash for Remainder of Year	Projected Year End Available Cash
1,573,644	616,496	(750,071)	(11,722)	1,428,348	(122,821)	1,305,527

IDAHO PLUMBING BOARD FUND



IDAHO PLUMBING BOARD FUND



IDAHO PLUMBING BOARD

Agenda Item No. 13b

Administrator

PRESENTER: C. Kelly Pearce, Administrator

OBJECTIVE: To provide the Board with an overview of the Division's current activities.

ACTION: Informational

BACKGROUND: This topic is addressed at all regularly scheduled Idaho Plumbing Board meetings.

**PROCEDURAL
HISTORY:**

ATTACHMENTS: No documentation

