

Twin Falls Plumbing - 8/23/2021

Recording Name:

Twin Falls Plumbing 8_23_2021

Transcript Prepared By:



TRANSCRIPTION
OUTSOURCING, LLC

720-287-3710
1780 S. Bellaire St.
Suite 400
Denver, CO 80222

DUNS Number: 037801851

CAGE Code: 6C7D5

Tax ID #: 27-2983097

1 Nielsen: Is coming in this afternoon. My name's John Nielsen.
2 I'm the Plumbing Program Manager for the Division of
3 Occupational and Professional Licenses, formerly the
4 Division of Building Safety. Um, today we're here to
5 go over zero-based regulations that, if you're here
6 thinking I'm gonna ask you to put your licenses on the
7 table when you leave, is not gonna happen. So, you
8 know, if you're here for that reason sorry you got
9 misinformed. But what zero-based regulations is in
10 2020 Governor Little issued an executive order and it
11 was the red tape reduction, and then Executive Order
12 2020-01 turned into zero-based regulations. And what
13 it does is it standardized the process by which every
14 regulation an agency has they have to go through this
15 process, and it's on a five-year cycle, and they go
16 over the whole rule packet. Previously if we wanted
17 to amend something we'd go in with a code change or
18 something every year. It's not that way anymore. So
19 basically what we have to do is take our whole rule
20 packets, licensing, permitting, codes when it -- it
21 gets repealed, and then we replace it, and when we
22 replace it we have to justify why we are replacing it.
23 And when we justify it we have to ask whether the
24 benefits of the rule intended to achieve are being
25 realized, whether those benefits justify the cost of



1 the rule, and whether there are less restrictive
2 alternatives to the accomplish- -- to accomplish the
3 benefits. So when we do that we also have to look
4 around at other states. Everybody knows California.
5 It doesn't have anything, but we have to compare what
6 we got to them, Washington, so on, including South
7 Dakota and Alaska. So, this is just the first of a
8 many step process because we're getting out. We've
9 had -- this is our eighth stop, and we're getting
10 feedback from industry on what the cost-to-benefit
11 analysis on rules. What is not life safety, but costs
12 you or the consumer money to do, you know, licensing-
13 wise, any of it? It's all open for discussion, and
14 that's what we're here for today is to discuss this.
15 So, we'll hold these Town Hall Meetings. We got one
16 more in McCall, tomorrow. We'll compile the
17 information, put it all together, and present it to
18 the Board. So that'll go into 2022. We'll do
19 negotiated rule-making. You'll see all the proposals,
20 you know, online. We'll have them online, and present
21 it to the Board, they'll kick it around, when they're
22 done kicking it around it'll go down to the Governor's
23 Office, and if they're done kicking it around it goes
24 to the legislature. So, this process and what we talk
25 about today, if there are any changes you will not see



1 them 'til spring of 2023. So don't think anything's
2 gonna change, you know, we talk today and tomorrow
3 we're enforcing something new. So, that is not the
4 case. A couple things. We are recording these
5 meetings, so if you have a comment or a question
6 please come up, state your name, who you're with. Um,
7 we'll do a trans- -- we'll transcribe them so they'll
8 public records, and anybody c- -- wants a copy of it
9 will be able to get that. Today we have Tim Frost.
10 He's our Operations and Reg- -- Regulatory Bureau
11 Chief for DOPL. We got Joel (ph) over here in the
12 corner, which I'm sure you guys know. Josh (ph) Area
13 Supervisor, and Adam (ph) our Regional. And I think
14 that takes care of all our DOPL people. So, to start
15 off what I handed you are the current code amendments
16 adopted by rule. The -- the -- what I highlighted in
17 purple nothing's changed. They're just conversation
18 pieces. As I sat there at my desk and went through
19 I'm like, "Huh, what if we just got rid of this?"
20 This is all part of this process. You know, again,
21 life safety compared to cost, or I know some of these
22 'cause I helped get them through, we just added a
23 bunch of words trying to get it down to the dumbest
24 denominator so nobody could argue with the inspectors.
25 So, we need to take a look at all this stuff. So with



1 that I'd ask if anybody has any thoughts, questions on
2 the code amendments, whether it's on this piece of
3 paper or other code items that you don't like and
4 would like to see amended, scratched, any of that?
5 Come on up. I know you got something.

6 (CROSSTALK)

7 Male: Not yet. It's early though.

8 Nielsen: Okay. So, fair warning, if nobody talks I'm not
9 obligated to run for the next 45 minutes, so -- or
10 actually almost over an hour, but we'll go through
11 them. So, the first one here is testing. Do you feel
12 that the state needs to witness your test or is that
13 something you as industry can do on your own, self-
14 verify? And, you know, I'm not say eliminate the
15 test, but we're not responsible for it, you are, but
16 we witness it. Is that something, you know, I know in
17 areas you go two hours away, call for an inspection,
18 put a test on, and we may or may not get there.

19 Walker: Convenient.

20 Nielsen: Come on up if you have -- please if you got --

21 Walker: For me it's convenient. And Scott Walker, Snake --
22 Snake River Plumbing. To me it's convenient, um,
23 'cause a lot of my stuff is clear out of town. I know
24 these guys can't get to it right away. So I test
25 them, check it, and move on. I don't have to go back.

1 It saves me a whole days of running around. So --

2 Nielsen: Okay.

3 Walker: -- that's my opinion.

4 Nielsen: All right. Thanks.

5 Miller: And I think the same things is --

6 Nielsen: Come on up please.

7 Miller: Do I gotta go up there?

8 Nielsen: Yes.

9 Miller: I think the same thing. I'm Matt with Paige. You

10 guys all agree. If they're not -- inspectors don't

11 take every (inaudible - 00:06:48) responsibility for

12 it then like we sh- -- in my opinion I don't think it

13 should be witnessed.

14 Nielsen: Okay.

15 Miller: But be -- for us. I mean, really we gotta take full

16 responsibility if it leaks or anything, so we should -

17 - I still think it should be tested, but --

18 Male: Sorry.

19 Nielsen: All right.

20 Miller: -- that's my --

21 Nielsen: Anybody opposite end?

22 White: Uh, Colin White, Next Level. I agree with these guys

23 100 percent. Uh, should be tested, absolutely, um,

24 but the -- the contractor and the journeyman on the

25 jobsites, uh, should be responsible for making sure

1 that the test is secure. The liability falls back on
2 the contractor anyway, on the plumbing contractor, so
3 there's no reason why they shouldn't be able to self-
4 test their own systems, but they should be allowed to
5 --

6 Nielsen: Okay.

7 White: -- is my opinion.

8 Nielsen: Anybody else? Any of the other ones here?

9 Excavation? Uh, Number 3? I know this one was just a
10 bunch of words added. Do we really need to spell out
11 everything that can and can't go into a ditch? All
12 right. And if I don't hear anything I'm gonna assume
13 it's one that you don't feel too strongly one way or
14 the other, so it may get taken a look at. Steve (ph)
15 come on up.

16 Harr: I'd just like a show of hands. How many guys are
17 doing the water and sewer excavations here? Eh, and
18 installing? Okay. Most of you guys are not. I would
19 caution you, I have seen excavators after the fact,
20 after you've permitted, and I know Colin you have,
21 these guys are just throwing that crap in the ditch,
22 right? They're not paying attention. They could
23 break something or whatever. Some of that language is
24 important, but I d- -- understand I'm not gonna be
25 there to watch the backfill process. I'm just hoping

1 that they put in clean fill, and get it done
2 correctly, or in some cases you'll lose your grade, or
3 even worse case scenario break your pipes. So --
4 Nielsen: What's your name and who you with?
5 Harr: Steve (ph) Harr, City of Twin Falls.
6 Nielsen: Uh, I don't --
7 Harr: Okay.
8 Nielsen: Thanks Steve. Anybody else on that one? Somebody's
9 gotta have something. I know I get phone calls about
10 getting red tags for stuff, and no -- now that you got
11 your opportunity to say something about it nobody's
12 coming up? Cleanouts. Love the way it's written. I
13 can give -- it's right here on -- where is it, seven -
14 - Number 35. Come on up Steve.
15 Harr: Maybe I should just sit up front, right?
16 Nielsen: There you -- well, you know.
17 Harr: So cleanouts. I know this -- Steve Harr, City of Twin
18 Falls.
19 Nielsen: Thank you.
20 Harr: I know the cleanouts came through as a code amendment
21 just recently. Um, as the City of Twin Falls it is in
22 our website that we do not enforce that particular s-
23 -- section of the code for the simple reason we have
24 the over-dig. The over-dig allows -- and I checked
25 with ANATMO (ph), as long as you have that over-dig



1 and you can actually access cleanouts within 20 feet
2 of a crawlspace old code -- that was the way the old
3 code read. And you can access those cleanouts, and
4 they are acces- -- ac- -- accessible for cleanout and
5 maintenance purposes we do not need to extend those
6 cleanouts above grade. We put that in as, uh, an
7 exception. Of course, you can always take them above
8 grade. Forget about the 20 foot access, but that's
9 just in our jurisdiction John.

10 Nielsen: No, I get that.

11 Harr: So, I just wanted to reiterate in cleanouts we can
12 either extend them for the cleanout, or outside, or
13 above the floor, or we can go back to the old code as
14 long as you're within that 20 foot access of a
15 crawlspace. Any questions on that? It's old school
16 John.

17 Nielsen: Anybody else?

18 Male: (Inaudible - 00:11:53).

19 Nielsen: There we go. I knew that (inaudible - 00:11:55).

20 Jacobson: Dana with Dynamic. Uh, I agree with Steve one percent
21 'cause gil- -- getting a builder to build a 2 x 6 wall
22 to run a three inch full-size cleanout is like pulling
23 teeth. They won't do it 'cause it cost more money, so
24 then you have crappy looking finish.

25 White: Uh, Colin White, Next Level. Yeah, there's a lot of



1 truth to that. Um, sometimes you do have to have
2 those framing modifications. You can also run it back
3 to the crawlspace, which is a pain, but can be done.
4 I think for the most part, uh, at least in residential
5 we've probably figured out ways to accommodate the new
6 requirements, uh, when in the state jurisdiction. I
7 know Burley and Twin Falls are still allowing the old
8 ways because of the over-digs. Um, so I think, uh, I
9 mean, realistically, uh, the old way is probably more
10 convenient for plumbers, but, uh, um, both are -- both
11 suffice for the most part.

12 Miller: And I agree with the old way, not the new way. The
13 buildings and the new houses now you got so many
14 cleanouts in them that's -- people s- -- have cleanout
15 covers all over their house, and I think it's just
16 difficult. Like even in the 50 foot intervals outside
17 we're doing something like four sewer mains, and
18 having a -- a cleanout every 50 feet on it with the
19 forced main is just -- basically everything's just
20 shoving up in it locking. In my opinion, I think it's
21 more of a problem than it is helping anything.

22 Nielsen: So, uh --

23 Miller: So --

24 Nielsen: Go ahead. But first off name, and who you're with.

25 Miller: Oh, Matt, Paige Mechanical.



1 Nielsen: Okay Matt. So, would you like to see something -- how
2 would you like to see it amended? If you were king
3 and you got the right to clean out the --

4 Miller: Uh, like the two inch on a -- I think -- on two inch I
5 think outside. If you're outside a building and
6 you're going would be, you know, in the dirt, but if
7 you got a forced sewage line you don't really -- that
8 should be exception. I m- -- 'cause you know what I'm
9 talking about. You put a T --

10 Nielsen: So --

11 Miller: -- every 50 feet, and you're forcing it uphill, it's
12 gonna push up in there and you're gonna 'cause a plug
13 eventually.

14 Nielsen: Okay.

15 Miller: In my opinion. And I'm not --

16 Nielsen: How about pressure system decide your typical
17 residential --

18 Miller: Then, yeah, I would say, you know --

19 Nielsen: -- you know --

20 Miller: -- on a sewer line every 50, I mean, I guess the
21 service guys would know more about that than me, but I
22 know like on the forced line that stuff --

23 Nielsen: Yeah.

24 Miller: -- on -- on a house -- last house I did I was like,
25 "Dude, there's cleanouts everywhere in this thing."

1 So, I like the old way. I think it's --

2 Nielsen: All right.

3 Miller: -- more functional than the five feet away.

4 Nielsen: Any more on the cleanout copies? Suggestions? There
5 was talking for -- or some other meetings water
6 closets being considered cleanouts. You know --

7 White: Yeah.

8 Nielsen: -- realistically, but then I'd ask is that something
9 we really need to write down, or, you know, is that
10 something --

11 White: I think so.

12 Nielsen: -- is that simple enough?

13 White: No, I -- I -- I'd like to -- Colin, Next Level. I do
14 think that - do I have to say that every time 'cause
15 I'm up here a lot?

16 (CROSSTALK)

17 White: Okay, so I do think that, uh, toilets should be
18 allowed as accessible cleanouts. Um, like especially
19 in groundwork situations, uh, where I've ran into some
20 issues where you have your three inch pipe where you -
21 - if you exceed I think it's like 135 change of
22 direction, in a ground slab on grade situation it
23 would be nice if, uh, if a toilet was actually listed
24 as an allowable cleanout --

25 Nielsen: Okay.

1 White: -- in the plumbing code. That would be handy.

2 Nielsen: All right.

3 White: I do agree with the cleanout covers. Sometimes in
4 residential applications that can get pretty
5 ridiculous --

6 Miller: Yes.

7 White: -- everywhere in the house.

8 Miller: Or to order to be able to crawl home you have 20
9 (inaudible - 00:15:26).

10 Male: Or they get buried behind cabinets and no one even
11 knows they're there.

12 White: Yeah. That's --

13 (CROSSTALK)

14 Nielsen: Okay.

15 White: So --

16 Male: Could be hide them.

17 White: -- in those -- in those regards the old accessibility,
18 uh, 20 feet accessible in a crawl would be nice.

19 Nielsen: All right. So, keep an eye out on this one. It'll
20 get modified a little bit or, you know, presented that
21 way, and the Board gets to take a peek at it. But
22 this is where you guys get to put your two cents in,
23 and we'll get it in front of the Board. How about,
24 let's see here, so one that come -- not comes up, but,
25 you know, a lot of these rules were put in here. I've

1 been plumbing since, well, I think I turned out in
2 '98, and a lot of these haven't changed, or they were
3 already in there then. One of them being the four
4 inch sewer. If you took the UPC without amending it
5 you would be allowed -- and it was the 2021, you'd be
6 -- be allowed to put five water closets on a three
7 inch horizontal line, and not have to increase it
8 outside. Yay, nay? I mean, I've heard in past
9 meetings that Idaho must be the only state that
10 doesn't eat enough fiber 'cause the service guys are
11 like, "You're gonna plug everything up." The rest of
12 the world's going to it. Thoughts?

13 White: Uh, so for the most part I -- a lot of stuff in that
14 regards where we have to have the four inch for four
15 toilets, or we have to have the four inch from the
16 outside up to the foundation of the house is, um, not
17 something that I necessarily have, uh, witnessed as to
18 why other than that's what the code states. So I
19 couldn't -- I couldn't say, "Sure, let's throw five
20 toilets on a three inch line," 'cause I haven't seen
21 the repercussions of doing that necessarily because
22 the code since when I started plumbing just states you
23 have to have four inch for four toilets. So I
24 couldn't say, "Let's not do that. Let's go five
25 toilets on a three inch," 'cause I haven't seen the



1 adverse effects of doing that.

2 Male: Case?

3 Nielsen: How about here's one for you. Inch and a half trap
4 arms on showers?

5 White: I mean, I've done remodel situations where I see inch
6 and a half, uh, trap arms on washing machines, uh,
7 showers, all sorts of weird stuff, and it works, but
8 that's not what the code says now.

9 Nielsen: No, I get that, but that's one of the things that
10 comes up is, remodels especially, wouldn't it be nice
11 you pull out a tub and you could put a shower in
12 without having to re-pipe it all?

13 White: Uh, yeah. I mean, uh, l- -- it would be nice, and --
14 (CROSSTALK)

15 White: -- you know, is it permitted and inspected? Well, it
16 would be -- it would be very nice if you could do
17 that, uh, and pass inspection doing it, but the c- --
18 that's not what the code says --

19 Nielsen: Well, that's what --

20 White: -- so that's not what we do.

21 Nielsen: No, I get that --

22 White: But --

23 Nielsen: -- but that's why we're here, ideas like that.

24 White: Right.

25 Nielsen: You know, for you guys to come forward and say, "Hey,

1 this is a good idea. That's a good idea, and this
2 isn't."

3 White: But why does the code require a two inch trap? Is
4 that -- that's what I'm saying is I haven't seen
5 necessarily -- I've seen strange situations work where
6 could you drain a shower into a inch and a half trap
7 arm? Probably, but obviously the code has it stated
8 one way for a certain reason. I haven't necessarily
9 seen too many showers draining inch and a half trap
10 arms to make me say, "Okay, let's just take what the
11 code says and -- and get rid of it because it's always
12 gonna work." You know?

13 Nielsen: Well, but to answer your question though a lot of it
14 is because, you know, (inaudible - 00:18:56) it 15, 20
15 years ago when we had three gallon flush toilets. Now
16 we're down to .1 -- or not .1, one, you know, one
17 gallon. Same with shower heads. All these federally
18 regulated water conservation things, but we're still
19 putting in huge pipes --

20 Male: You're - you're --

21 (CROSSTALK)

22 Nielsen: -- which brings up --

23 Male: -- worries not to pull out (inaudible - 00:19:16)
24 also.

25 Nielsen: But, again, is it our job to regulate where nobody's

1 regulating what they pull out, and realistically if
2 you had an inch and a half trap on a shower with two
3 heads and body sprays --

4 White: Is it gonna drain?

5 Nielsen: That's --

6 White: Probably.

7 Nielsen: -- I'm not an engineer, but I would say, "Yes, it
8 probably would."

9 Male: No, 'cause I actually have four body sprays and a head
10 in my tub/shower and it fills up to about -- about
11 what (inaudible - 00:19:43) line.

12 Nielsen: Have you cleaned out the trap before?

13 Male: Yes I have.

14 White: All right. That would be my -- I -- I haven't seen
15 the adverse, uh, adverse effects of going the other
16 way to be able to -- other than s- -- sporadic remodel
17 situations.

18 Nielsen: Okay. And, you know, part of this whole thing is
19 bringing in permission-less innovation. You know, we
20 got regulations -- we regulate to prevent something
21 even though we don't know what the ramifications are
22 yet. Wouldn't you guys like to see the door opened a
23 little more until we actually see an issue, and then
24 regulate to it?

25 White: (Inaudible 00:20:19) issues discovered on a \$500,000

1 new home, and you have to go replace an entire sewer
2 system because of that.

3 Male: That's a starter home now.

4 (CROSSTALK)

5 Male: Right, right.

6 Male: It's not saving that kind of money that we would put -
7 - the savings are.

8 Male: Yeah.

9 White: Is it really worth it?

10 Male: Not when you're --

11 (CROSSTALK)

12 Nielsen: I don't know.

13 Male: -- (inaudible - 00:20:36) here we are. So --

14 Male: Yeah, so I don't know if there's any benefits to it.

15 Nielsen: Okay. Anything else code-wise? All right.

16 Male: (Inaudible - 00:20:53) A/C.

17 Nielsen: If nobody has anything else on code I'll move on. So
18 the next topic is apprentice registration. And what
19 I'm gonna start off with is constant on-the-job
20 supervision. How does industry feel about that right
21 now? You have HVAC. You just gotta be able to get a
22 hold of them. Journeymen supervising, but, you know,
23 today's technologies. Electrical two-to-one, four-to-
24 one depending where you're at. How do you guys feel
25 about our current situation, good, bad, change it up?

1 Male: (Inaudible - 00:21:37).

2 White: Uh, I feel, um, as somebody that, uh, started off as
3 an apprentice, and then became a journeyman, and then
4 became a contractor, um, eh, eh, if you -- if you know
5 that, uh, your trade requires a journeyman to be on-
6 site it's something that motivates you to go through
7 the schooling, you know. Um, as a contractor and
8 having been in situations where it was a challenge to
9 have journeymen, uh, to meet the requirements, and
10 then eventually fulfilling the requirements by having
11 enough journeymen, you know, it feels good to finally
12 have gone to that spot to be able to fulfill the code
13 requirements. Um, if -- if I was somebody that went
14 through the apprenticeship, uh, program and became a
15 journeyman, and knowing that, um, it was perhaps gonna
16 be unnecessary to actually have a journeyman on-site
17 at that point that would make me, uh, disappointed
18 that I went through all the schooling, um, to become
19 the journeyman just to essentially have it, uh,
20 invalid -- unvalidated by, you know, not being
21 required anymore to be on-site. You know, that's --
22 that's, uh, an achievement to strive for, and it would
23 just be, you know taken away because -- because why?
24 Because contractors aren't able to fulfill those
25 obligations anymore? I mean, do I think it's

1 necessary to have a journeyman on-site? Yes. And I
2 think -- I think that because I've gone through the
3 steps, and I've been there, and I realize it is
4 important to have somebody skilled on-site especially
5 when you're dealing with -- with water and sewage that
6 can destroy a house, you know, in a matter of a few
7 minutes if it goes unchecked. So --

8 Nielsen: All right. Thank you. Anybody else? And this is a
9 rhetorical question. So everybody in here had a
10 journeyman with them all four years on every job they
11 did? Rhetorical. Nobody's gotta tell on themselves.

12 Miller: Matt, Paige again. I think the most important thing
13 is it protects all of us. It protects the
14 contractors. It protects the guys that did do the
15 schooling that did it. Um, I think if you take that
16 away it's just anybody and everybody's gonna come and
17 plumb, and not only are we gonna be in trouble and
18 losing money, but the customers are gonna get
19 unsatisfactory work. So --

20 Jacobson: This --

21 Miller: -- all the way around. I mean --

22 Jacobson: -- this is their biggest investment (inaudible -
23 00:23:47).

24 Nielsen: Come -- come on up please.

25 (CROSSTALK)

1 Miller: 'Cause, yeah, like the biggest thing I have right now
2 is I know a guy that is h- -- apprentice, and
3 apparently he can't pass a test, so he's apprentice
4 for life? I don't think that's right. I think -- and
5 we all probably know who we're talking about, but I
6 think if a guy -- like us, if I have to fight and go
7 to test I got a guy back here that missed the test,
8 and if he didn't pass it so often he had to go back to
9 school, and if he didn't -- didn't pass it again he'd
10 have to go back to school, and then we got other guys
11 out there in this town right now that are working
12 apprentice. He's running his own little business and
13 everything --

14 Male: Yeah.

15 Miller: -- with no card, no repercussions, and I was told, "He
16 can be apprentice for life." And honestly, I'll bet
17 you most of us in here disagree with that 'cause we
18 all fought for school, went to work every day, went to
19 school at night, and we learned that shit to protect
20 us and have a future for our family. So --

21 Nielsen: Okay.

22 Miller: -- that's my opinion. I'd like to see the enforced.

23 Nielsen: Yeah.

24 Jacobson: Dana with Dynamic. These houses are the biggest
25 investment these homeowners are gonna make in their



1 entire life. I think we owe it to them to have
2 skilled laborers there to actually put and install
3 stuff for them.

4 Nielsen: Okay, thanks. And again, this was supervision.

5 Miller: Well, you opened it up, so I just --

6 Nielsen: Well, I mean, I'm gonna open it --

7 (CROSSTALK)

8 Nielsen: -- I'm gonna open it up even farther. So I take it
9 everybody's happy with the constant on-the-job
10 supervision?

11 Miller: I think it protects everybody.

12 Nielsen: Okay. So, currently an out-of-state apprentice, or
13 somebody claiming to be an apprentice, could come in
14 from anywhere else, show eight years of legally
15 working in that state, and can sit for the
16 Journeyman's Exam. They don't have to show a school.
17 Our guys have to show four years of school, four years
18 of OJT, then they can sit for the exam. Here comes
19 the question. Shouldn't Idaho registered apprentices
20 be afforded that same pathway?

21 Male: Am I the only one?

22 Nielsen: I don't know. You're the only one looking intent
23 about it.

24 (CROSSTALK)

25 Miller: I would say no, uh, myself. I don't know how

1 everybody else feels, but we all went to school, and I
2 think they should at least do maybe a year of
3 schooling to kind of prove their self. I mean,
4 there's a lot of guys that don't know plumbing, but
5 they can read a book and go pass a test, and then
6 they're -- they come in and they make the same as us,
7 that we went through the whole thing. So, in my
8 opinion I think there should be something a little
9 more strict than --

10 Nielsen: But --

11 Miller: -- just taking the test.

12 Nielsen: -- wouldn't this give a path to the lifetime
13 apprentice? I mean, you know, instead of a lifetime
14 apprentice at least this guy's got a path to go eight
15 years, and then sit for -- he d- -- you know, he's
16 still gotta pass the exam.

17 Miller: Well yeah. I just -- I don't know. I mean, there's
18 gotta be something other than just come in there and
19 taking a test, and then they get the same benefits we
20 all get that we went through the ring for it.

21 Nielsen: So is this a life safety thing, or is this a because
22 we had --

23 Miller: No I just --

24 Nielsen: -- to go through it. They have to go --

25 Miller: -- I think it -- to be more of a --



1 Nielsen: -- through it?

2 Miller: -- fairness thing I guess it would be, uh, to me.

3 Taylor: Well, and I think it's more than --

4 Nielsen: Name and --

5 Miller: Yeah.

6 Taylor: Josh at Dynamic. So, the fact that you can bring
7 somebody in from Washington, Oregon, California,
8 anywhere else out-of-state, they claim that they have
9 that experience, but because they're buddy back in
10 California writes a fake letter saying that they have
11 this much experience doesn't mean they have that much
12 experience. I mean, I think if they want to take a
13 placement test that's fine. You know, take a
14 placement test, be put in the apprenticeship program
15 where you need to be, but don't sit here and come over
16 saying that you're a master plumber or a journeyman,
17 especially from California, and then turn around and
18 can't even do anything up to code. And some of the
19 standard stuff that even second year apprentices would
20 know they don't even know, but they have eight years
21 of experience? I don't think that's right.

22 Nielsen: Okay. Uh, appreciate that. But back to, they show
23 it, they pass the Journeyman's Exam, isn't that
24 industry's job then to weed them out if they don't
25 know how to plumb? They -- they passed the same exam



1 you did to get the journeyman's card.

2 Taylor: I think that they need to take a placement test. I
3 don't think that they should have the right to jump
4 straight to a journeyman's card. I think they should
5 take a placement test. I think they should do a first
6 year test, second year, third year, fourth year. If
7 they can pass every single year, then yeah, let them
8 challenge the Journeyman's Test, otherwise they
9 shouldn't be able to go straight to the Journeyman's
10 Test.

11 Nielsen: So in your opinion does passing an exam make you a
12 better plumber in the field hands-on? Didn't --

13 Taylor: No, but --

14 Nielsen: -- Number 2, one --

15 Taylor: -- I mean, you're gonna know the code. I mean, I'll
16 give you a prime example. I know that one guy in town
17 that claimed to be a plumber for 10 years working for
18 one of the bigger commercial outfits didn't even know
19 that you were supposed to have two hose clamps on a
20 palding (ph) line the opposing way, but yet it's in
21 the code. Ended up flooding the house.

22 Nielsen: So is that a --

23 Taylor: Just one example. But it's in the code. So if he
24 knew that in the code, then it wouldn't have flooded.

25 Nielsen: Okay.

1 White: I want to touch base on what, uh, you said real quick.
2 So, uh, you're suggesting that somebody that comes in
3 from out-of-state that claims they have experience
4 take a -- a first, second, third, and fourth year, um,
5 placement test, and then if they pass those then they
6 have the opportunity to take the Journeyman's Test?

7 Taylor: Mm-hmm.

8 White: I think that's a great idea.

9 Taylor: If -- if the experience is there, but if they can't
10 get a resume or a certified notarized letter from
11 their prior plumbing companies showing that they have
12 that many years of experience they shouldn't be
13 allowed to take a placement test.

14 Miller: Just like Boise. They need to get a better practical.

15 (CROSSTALK)

16 Miller: These guys have no idea. The practical up there is
17 joke. It's like --

18 (CROSSTALK)

19 Miller: -- every (inaudible - 00:29:16) liabilities --

20 Nielsen: You don't have to yield the floor yet.

21 Miller: If you had a better practical to start they should
22 come in with a practical so they could even make sure
23 they s- -- know how to plumb before they even start
24 all this other process.

25 Nielsen: Okay.

1 Miller: But Union Hall and (inaudible - 00:29:24) see that
2 they -- they call us, "Hey, what do we do here?"
3 They're sending us pictures, and it's like that thing
4 needs to be a little more - I'm sure you'd have --
5 (CROSSTALK)
6 Miller: -- have to plumb actually --
7 (CROSSTALK)
8 Nielsen: Slow down. Slow down.
9 (CROSSTALK)
10 White: Yeah, there is --
11 Nielsen: He has the floor.
12 White: -- no there is -- so, I actually forgot about
13 practical. So, during -- so there is the written exam
14 for the journeyman's, and there is the practical. I -
15 -
16 Male: Yeah.
17 White: -- I did the -- the -- the house by myself practical.
18 I forgot there was even like a put two pieces of pipe
19 together practical available in Boise.
20 Male: There is. It's a joke. So --
21 White: Okay. So, I mean --
22 Male: -- 'cause I did practical with --
23 (CROSSTALK)
24 White: -- a good extensive practical absolutely, and perhap-
25 -- you -- the documentation from a -- from the

1 previous contractors, uh, would be essential.
2 Obviously word-of-mouth can't be the only thing that
3 they bring. Um, and then maybe some basic first,
4 second, third, and fourth year testing just to say,
5 "Okay, you have the credentials from your previous
6 state. You've passed this basic testing. Go take --
7 now you can go take this Journeyman Testing." But
8 have an extensive practical as well as the written
9 test. N- -- nothing um- -- nothing simple. I don't
10 even know what the one in Boise's like, but it sounds
11 like it's not exactly hard. So --

12 Miller: Well, and you'd spend some of that practical, then
13 you'd get to really see if they even -- I mean, to me
14 that would mean more than their test. Lot of people
15 can read and be knowledged. Actually doing the work
16 is a totally different thing. I think a good
17 practical would be where you would start (inaudible -
18 00:30:38). So --

19 Nielsen: Okay.

20 Miller: 'Cause they deserve the right too --

21 Nielsen: I mean, you --

22 Miller: -- if they do.

23 Nielsen: -- you gotta --

24 (CROSSTALK)

25 White: Just move up here dude. There's a full front row

1 available.

2 (CROSSTALK)

3 Brauer: Dennis Brauer with --

4 Male: Ten pictures now. Give them to --

5 Brauer: -- with CSI, and I also am an instructor for the
6 apprenticeship program here, and just playing devil's
7 advocate with the curriculum we have there is -- there
8 is no first, second or third year exam other than what
9 I give. So, they -- that would have to be -- that
10 would have to be developed, a f- -- a first, second
11 and third year exam, which could be done.

12 Male: Boise has them.

13 Brauer: But, uh, well, the -- the Union Hall has them.

14 Male: Uh, I took the first, second, third and fourth --

15 Brauer: Well I've -- I've given -- I give a first, second and
16 third year --

17 (CROSSTALK)

18 Male: (Inaudible 00:31:27).

19 Brauer: So, but, uh, uh, but I -- I believe there should be,
20 you know, besides -- but I agree with you guys that
21 the practical that they give at the Union Hall is, you
22 know --

23 Male: (Inaudible - 00:31:42).

24 Brauer: -- it is, it's a joke. And I -- I know a lot of -- a
25 lot of the people that I've -- that have passed the

1 fourth year class, and have -- and can c- -- challenge
2 the Journeyman's Test haven't done it because a lot of
3 them are strictly service plumbers. They don't ever
4 come into contact with a rough-in. You know, when I
5 did it, which was a long time ago, I got my
6 contractor's in '85, and I did -- I did my
7 apprenticeship program when Boise State was a Junior
8 College. So, there was -- we had -- the practical we
9 had I had to go do a -- I did an entire house by
10 myself, you know, and I'm sure -- and there's a lot of
11 guys around here that have done the same thing.

12 Male: Mm-hmm.

13 Brauer: You know, they -- they arrange it with the inspector
14 to go, you know, with their employer and everything,
15 but I do believe that there's -- it should be a little
16 tougher as far as out-of-state -- out-of-state
17 plumbers coming in here and saying, "Okay, I've got
18 8000 hours." I've had -- I've had plumbers that have
19 been in the class from California. They've been in
20 fourth year class. They couldn't do the -- they
21 couldn't do the work, you know. They're excellent
22 plumbers. They -- one of them was working for you
23 guys.

24 Male: Yeah.

25 Brauer: And, uh, but he couldn't -- he couldn't do the work in

1 the class. He couldn't do the, um, schoolwork. So,
2 he moved back to California. So, I do believe that it
3 should be a little bit more stringent on out-of-state.
4 You know, just to be able to come in and say, "Okay, I
5 got 8000 hours. So-and-so says I do. Let me take the
6 Journeyman's Test," that -- to me that demeans
7 everybody here that's -- that's taken the test and
8 done the -- done the schooling. So --

9 Nielsen: No, appreciate it.

10 Brauer: -- that's my opinion.

11 Male: (Inaudible - 00:33:24).

12 Nielsen: Anybody else?

13 Jacobson: Dana with Dynamic. I know a lot of the people here
14 probably haven't worked in other states. I worked in
15 North Dakota, South Dakota, Montana, and our first
16 year and second year apprentices here can run circles
17 around those guys just because of the schooling.
18 Those guys wait six, seven years to even come up to
19 the knowledge they need. So, keep the school the way
20 it is.

21 Nielsen: All right. Anyone else? So there was -- just a
22 little bit of a history lesson. At one time the Board
23 did pass rules to make it more stringent for somebody
24 to come in from out-of-state, and that was when
25 everything was the, you know, during the recession,



1 and then as soon as we needed to get more people in
2 here and some labor it became what it is today, which
3 is eight years of OJT, you pass the exam, or if you
4 want to be a contractor, you know, you have to show
5 your eight years, test for journeyman, pass it. You
6 can show an additional four years and sit for the
7 contractor's. So, that's already out there.
8 Depending on the school you may or may not test out
9 'cause, like he said, there are some schools you can
10 challenge the years. Still have to show four years of
11 OJT. So there's, you know, the Governor, DOPL, all of
12 us together are looking for different pathways to get
13 to the same spot in the end. You know, it's not to
14 degrade one, you know, and the other protect. You
15 know, protectionism isn't gonna fly when we have to
16 rescind these rules, and then try to explain why we
17 have them there. So again, keep that in mind, you
18 know. But again, we're all here to discuss this, and
19 it's all open for discussion. So anything else on
20 apprentices anybody has?

21 White: Uh, so -- so you said that, uh, eight years, um, and
22 then, uh, they take -- they can take, uh, the written
23 test?

24 Nielsen: Yes.

25 White: Or do they have to take the practical too?

1 Nielsen: They have to take the practical once they pass the
2 written.

3 White: And then if they have 12 years, then they take the
4 contractor's written?

5 Nielsen: They can if they want to, yes.

6 White: And -- but there's not necessarily a practical for the
7 contractor? So, yeah, I think that's when it would
8 just become really, uh, beneficial to just have an
9 extensive practical because obviously it -- so you're
10 saying it was necessary to not be quite as strict
11 because Idaho needed more manpower?

12 Nielsen: We became too strict.

13 White: And so --

14 Nielsen: And --

15 White: -- then you had to --

16 Nielsen: -- the industry came to the Board and said, "We gotta
17 have people come in."

18 White: Right. So, could perhaps, um, just keeping what we
19 have now, but just a more extensive practical be a
20 good way to solve that problem?

21 Nielsen: The practical, again, it's up for discussion. I mean,
22 I've been Program Manager for 11 years, and we have
23 never gotten to a point to spell out exactly how many
24 fixtures or anything. And again, not to debate 'cause
25 that's -- I'm not here to -- supposed to, you know, be

1 dat- -- debating -- debating you guys, but industry's
2 the one that pushes a lot of this stuff because as
3 things ramp up you're not gonna turn an apprentice
4 loose on a house when you've got four or five houses
5 you need to rough-in that day and you're a two-man
6 show. So, the labs were created. So again, it's
7 another option. We could try and fine-tune it. There
8 is talk, um, of incorporating it in with the school
9 programs. So as you went through first year you
10 learn, you know, you'd have to show -- at the end of
11 first year take your written, show you can solder, and
12 that for the next three years. So, that option is out
13 there. It's being discussed. It's not in play or
14 anything like that, but this is what we need to know
15 and get some ideas on.

16 White: Right. And then so, yeah, uh, s- -- then the
17 challenge would be if you have a commercial journeyman
18 who probably doesn't know much about residential how
19 would you have a practical suitable for every aspect
20 of the industry, you know?

21 Male: (Inaudible - 00:37:48) trap arm.

22 White: That would probably be the goal is to have a practical
23 that's extensive enough, uh, to -- to, uh, limit the
24 people that necessarily, uh, don't actually have what
25 it takes to just come in to here from a different



1 state and go out and do their own thing, but it would
2 have to be, uh, I guess open enough for all of the,
3 uh, the aspects of the industry, your service, your
4 industrial, your commercial, your residential. Like
5 you can't have a -- you can't have a guy that wants to
6 be a commercial journeyman and has really only
7 apprenticed with -- with Paige go plumb a house. I
8 mean, that's just not gonna happen, you know.

9 Nielsen: But I guess then that's when I'd ask you and anybody
10 else out here is that DOPL's job to regulate? We
11 require four years of OJT. Whether a contractor
12 sticks them in a service van, on a commercial job
13 running hydr- -- I mean, I can sit and list all the
14 guys. W- one came from Russia. He was a service
15 expert. He's got the same card as the rest of us.
16 There's a commercial guy. All he did was run
17 hydronics. You know, isn't that something industry
18 should regulate and not have the state say, "You must
19 do," you know, show all aspects of the trade I guess
20 is all I'm saying.

21 Male: I have a question John. I mean, practicals -- you
22 bring up practicals I'm (inaudible - 00:39:12) at you.
23 That's all.

24 Nielsen: Huh.

25 Male: You bring up practicals, and the people on the

1 practicals pass. What happens if you fail the
2 practicals? What -- what's gonna be your
3 consequences?

4 White: Well, I mean, my understanding was (inaudible -
5 00:39:28) at that point, which is definitely a pretty
6 heavy --

7 Male: Yeah.

8 White: -- pretty heavy setback, but --

9 Male: 'Cause if -- if I -- like I'm inspector (inaudible -
10 00:39:38). If I go -- if I (inaudible - 00:39:39)
11 your house you've missed code questions you don't lose
12 the house. You get (inaudible - 00:39:43) and move
13 on. I don't have (inaudible - 00:39:50). I've only
14 failed one guy appropriately in the 12 years on the
15 practical. Have I had -- had them think about it, and
16 get the answer, I will (inaudible - 00:39:58) so it's
17 a practical (inaudible - 00:40:01) for industry.
18 (Inaudible - 00:40:05).

19 White: Hmm.

20 Nielsen: Anybody else on practicals?

21 Walker: This is a dumb question.

22 (CROSSTALK)

23 Nielsen: Come on up please.

24 Walker: What is the practical now? I mean, when I took my
25 test in '89 I did a house. Scott Walker. So what is

1 the practical now?

2 Nielsen: Right now we say eight fixtures, but depending if it's
3 the lab or out in the house am I gonna make you plumb
4 a five-bedroom, five-bath house?

5 Walker: No, but I did --

6 Nielsen: No.

7 Walker: -- a three. That was what I was required 'cause, uh,
8 at least one full bathroom.

9 Nielsen: But that goes back to what's in rule and what Adam was
10 asking. You know, it says you'll take a practical.
11 Okay, you don't get a journeyman's card until you've
12 passed that practical.

13 Walker: Right.

14 Nielsen: But, you know, in that situation --

15 Walker: So what is the definition of practical? What is
16 required? Eight fixtures? What is that, just eight
17 fixture units?

18 Nielsen: Eight fixtures.

19 Walker: Eight fixtures?

20 Nielsen: Yes.

21 Walker: Okay.

22 Brauer: Dennis Brauer again. As we all know, I'm just - I'm
23 gonna bevel that g- -- again. We all know that our
24 Journeyman's Test is on the code, correct? The code.
25 And that's what I tell my students. I say, "You --

1 you've gotta know how to use the code. You gotta know
2 how to use it." The practical, like I say,
3 mechanical, you know, commercial, mechanical, you not,
4 you know, a waste system is a waste system, and a
5 water system is a water system. Doesn't matter
6 whether you're in a three-story building, commercial
7 building, or a two-bedroom, two-bath house, three-
8 bedroom, two-bath house, it all basically works the
9 same. Your, um, commercial, you know, hydronics and
10 stuff like that you're gonna learn that on the job.
11 That's just, you know, whatever you -- whatever you're
12 gonna work on, you know, if you're working commercial
13 systems you're gonna know how to use, you know,
14 mechanical -- mechanical joints, um, Victaulic, all
15 that. That's what you're -- you're gonna learn that
16 on the job. Your employer -- if you don't learn it
17 your employer's gonna say, "Hey, you're just not
18 cutting it." So, but the practical needs to be I
19 think minimum like eight fixtures done correctly
20 because it's gonna, you know, the s- -- a waste system
21 works the same no matter what.

22 Male: No matter what.

23 Brauer: So, you know, we --

24 Male: (Inaudible - 00:42:34) controls with no cell phones
25 and (inaudible - 00:42:37).

1 Brauer: Right. It's, you know, you have to do it.

2 (CROSSTALK)

3 Brauer: You're not gonna be -- you're not gonna be calling --
4 calling your journeyman and saying, "What do I do
5 here?" You know, it has to be -- it has to be
6 controlled just like -- just like the written part.

7 Male: We got guys (inaudible - 00:42:48).

8 Brauer: As far as -- as far as I'm concerned. You know,
9 you've got to, you know, it -- it has to be controlled
10 as far as I'm concerned just like the -- just like the
11 written part. So, that's my opinion.

12 Nielsen: All right, thanks. Anybody else? All right. So, not
13 having to do so much with the practical, but currently
14 code says that if you don't pass your exam within six
15 months from the time you send in the application you
16 have to take fourth year over again. Is that really
17 benefitting anybody because it could be that, I don't
18 know, COVID? That -- right now that's a big one. You
19 know, they had to go help their dad, you know, who's
20 dying or something. They may have flunked it 12
21 times. Does anybody feel that this rule is
22 appropriate and that it should stay where it is?

23 Male: (Inaudible - 00:43:56).

24 Miller: This is a s- -- Matt, Paige. Same thing I was talking
25 about earlier is if -- my biggest thing is I think it

1 protects all of us journeymen and all that, and not
2 counting if I'm gonna enforce him to do it, then that
3 other guy that, for whatever reason, he either needs
4 to come up with a good excuse, or he needs to pass it
5 too 'cause I know a guy that's like five years, and
6 none of that. He drives a M and M Handyman (ph), and
7 does side shit on the side. And -- well it's just not
8 fair though, right? If I'm gonna enforce him, and I'm
9 gonna enforce that guy back there to go to school and
10 take the test multiple times, and (inaudible -
11 00:44:25) that guy. And he definitely shouldn't be
12 around being a handyman --

13 Male: Yes.

14 Miller: -- and, I mean, that's just not fair to the trade and
15 the people that did it right 'cause that's the whole
16 thing. That's the whole schooling and all that's
17 right to protect us all, right?

18 Nielsen: So do you feel though then all the regulations we
19 currently have are doing what they're --

20 (CROSSTALK)

21 Miller: Well I think it's good. I think it's -- it's --

22 (CROSSTALK)

23 Nielsen: -- on to it?

24 Miller: -- it's forcing people to do the school, learn it.

25 Like he said, you know, you are second year out

1 running the journeymen's in other states because
2 they're enforced to go through that school. They're
3 forced to listen to us. They're forced to come and
4 talk to us. That's about schooling. That's how we
5 learned as a - as journeymens. You know, they come,
6 "Hey, what about this," and you start just ramming it
7 back and forth, and pretty soon we're getting the code
8 updates, and -- and I think it's just better for the
9 whole industry. And the whole industry is about us
10 making more money, and being protected. Not anybody
11 and everybody come and take our work. So, I think --
12 I think it's -- should be enforced myself --

13 Nielsen: Okay.

14 Miller: -- on everybody.

15 Nielsen: Anybody else? Other side of it?

16 White: Uh, it seems - it seems a lit- -- to -- it seems a
17 little, uh, extensive to require them to actually do
18 the entire fourth year of schooling. So for, I mean,
19 so, if they -- if they apply to take their
20 Journeymen's and don't pass it within six months
21 they're required to do the entire fourth year again?

22 Nielsen: Yes.

23 Male: Well no.

24 (CROSSTALK)

25 White: Seems ex- -- it seems excessive.

1 Miller: (Inaudible - 00:45:41) take it multiple times.
2 Male: It's an open book test.
3 Male: It's open book.
4 Male: It's not hard.
5 (CROSSTALK)
6 Male: I had a year and a half of school and I was able to
7 walk in without my book.
8 (CROSSTALK)
9 Brauer: That's what -- that's what the fourth year of school
10 is about is learning the code --
11 Male: I mean, if that's the case let's take the contractor's
12 license away and let us --
13 (CROSSTALK)
14 Male: -- all be a contractor.
15 (CROSSTALK)
16 Brauer: -- and learning how to find -- find it in the book.
17 You don't have to know the code. You just have to
18 know how to find it in the book.
19 Male: (Inaudible - 00:46:03).
20 (CROSSTALK)
21 Nielsen: If you're gonna talk come up here please so we don't
22 get going back and forth.
23 White: I've only had, uh, one employee that's even come close
24 to --
25 Male: That's that M and M guy.

1 White: Well no, it's actually a different guy. But, uh, I've
2 had one employee that went to take the journeyman's
3 test and had to take it a few times, and I don't think
4 he came close to six months. But I know if for some
5 reason I was in a situation, regardless of taking the
6 test, if it had nothing -- if something came up
7 outside of that realm, like maybe you applied and, uh,
8 and then you got cancer. Oh, and now I have -- and
9 then six months later you battle it, you beat it,
10 cool, and then you gotta go back and do a whole nother
11 school because something came up outside of a realm
12 that you could control? Then I would maybe want a
13 little bit more leniency available in that case.
14 Maybe if you -- maybe it should be revised. So not
15 necessarily if you don't pass it within six months,
16 but if you attempt it three times and fail three
17 times, then you go back to school, but not necessarily
18 like a time limit on it.

19 Nielsen: But then I'd, uh, I guess I'd ask as long as you're
20 willing to pay \$75 a pop shouldn't it be up to you how
21 many times you take it?

22 White: Uh, no. I think, uh, \$75 a pop really isn't -- isn't
23 that, uh, significant. If you -- if you -- if you
24 take an open book test three times and don't pass it
25 three times, then maybe that's when you need to go

1 back to fourth year, but not just because you miss it
2 because of a timeframe. If something happens outside
3 of your realm of control, for example, like a
4 debilitating illness, then I don't think the timeframe
5 should be, uh, relevant because you w- -- you wouldn't
6 have taken it and failed three times at that point.
7 You would have just been out of commission, whereas if
8 you take it and fail it three times, then that's when
9 they're like, "Okay, now you go back to fourth year."
10 Nielsen: So, for the record, get rid of the time if you came --
11 White: Right, get rid of the time and make it a --
12 Nielsen: -- and like enough time you could test?
13 White: -- yes, that would be my suggestion.
14 Nielsen: Anybody else? Any other suggestions?
15 Male: No. (Inaudible - 00:48:09).
16 Brauer: I'll just say it from here, Dennis Brauer. I think --
17 I think there should be a time on when you can -- when
18 you have to take your test by. Maybe a year s- --
19 instead of six months because, like I say, six months
20 -- anything can happen in six months. But if they
21 extend it to a year, you know, if you haven't -- if
22 you've -- if you've taken your test, and missed, you
23 know, failed it three times in a year, then yes, or
24 you have t- -- you know, you have to, uh, take your
25 test at least once in that first year, and then, you

1 know, go from there.

2 Nielsen: Okay.

3 Brauer: Instead of the six months, you know, if you don't pass
4 it within six months you gotta take it over, I think
5 it's just -- the time should just be extended to a
6 year.

7 Nielsen: All right. No, all good sugges- --

8 Miller: So I think (inaudible - 00:49:02) everybody can --
9 they need a timeframe, and they need to be able to
10 take the test in. I think I'm with you, they can take
11 it as many times as they want. If they want to burn
12 \$75 out of their pocket every week do it, but I think
13 it should be enforced, and there should be a timeline
14 just to keep them moving 'cause they -- and honestly
15 it protects all of us really.

16 Nielsen: No, I appreciate --

17 Miller: So --

18 Nielsen: -- it. And for the record, I do enforce it. You
19 don't know how many times I've had the phone slammed
20 on my ear when -- even one g- -- I should -- maybe
21 shouldn't tell too many stories. But anyway, it is
22 enforced.

23 Male: Yeah.

24 Nielsen: And people --

25 Male: Just look up M and M.

1 Nielsen: Well, you got -- if you got something on these people
2 that are --

3 (Crosstalk)

4 Male: (Inaudible - 00:49:36).

5 Nielsen: So, now we'll beat up contractors. So, does everybody
6 -- does anybody know currently how the electrical side
7 works as far as the master, the business license and
8 all that stuff? So, oh it's probably been about six
9 or seven years ago the Board did kick around creating
10 a master license and a business license. So right now
11 our contractor's license is ours. We just associate
12 it with whatever company, whether it's ours or
13 somebody else's, and we allow somebody to pull permits
14 under it. Basically that's what it boils down to.
15 But if you die or become incapacitated, and you're the
16 owner of that business your businesses cannot do any
17 more work or anything else, you know, because it's
18 your license. Everything goes through you. What
19 they've talked about in other sessions and stuff
20 throughout the state, and like I said the Board a long
21 time ago, is creating a business license where anybody
22 could take that business license. They can't plumb.
23 They can run the business side of it, but what you
24 basically do is your master would become -- or your
25 contractor would be a master's if you wanted to change

1 names, and again, this is 30,000 foot level. So, a
2 business owner would need you guys to be out in the
3 field actually doing the installations, then you'd
4 have your journeymen, and your apprentices, all that
5 stays the same. How does anybody feel about that?
6 Good, bad, indifferent?

7 Male: I - can you say that last part just one more time? I
8 didn't follow that? So --

9 Nielsen: So --

10 Male: -- (inaudible - 00:51:29).

11 Nielsen: -- the -- the way it all would roughly line out, is
12 that what you're asking?

13 Male: Yeah.

14 Nielsen: So, say your wife took the business portion and got
15 the business license. She runs -- I mean, again,
16 we're saying she runs the business. She would need a
17 tradesman who holds a contractor's or a master
18 plumber's to be out in the field and do that side of
19 everything. And then the rest fall in line,
20 journeymen and apprentices. Basically you're just
21 saying -- or it would just be anybody could take the
22 Contractor's Exam, the business license, and then have
23 to meet all the trade side over here as far as
24 trademen go. Steve?

25 Harr: Stephen Harr, City of Twin Falls. Um, I see a big

1 issue with renting out licenses. I think that happens
2 a lot. We're pretty proud of our trade. I hope we
3 all are, and I have -- I won't state any names, but I
4 have a gentleman that is w- -- working in Boise now,
5 which a lot of guys have a tendency to go there.

6 Nielsen: Big city.

7 Harr: Big stuff up there. But he's renting out his license,
8 and continuing his work here in Twin with a
9 journeyman. Uh, he's already sent me an email
10 contacted me saying such-and-such is --

11 Male: Did he plan to get his journeyman's card?

12 Harr: And I do- -- anyway, he did state --

13 (CROSSTALK)

14 Harr: -- he did state -- I don't --

15 (CROSSTALK)

16 Harr: I -- I'll -- I'll call the (inaudible - 00:53:07)
17 guys. They'd say, "Go card him." Right?

18 Male: That's all right. Hey Joel, I'll let you know where
19 he's at.

20 Harr: Um, the biggest thing is, eh, you could have a
21 journeyman that's probably first year running a
22 business or running a job, and I don't think that's
23 adequate. I -- I think we go back to the four year
24 requirements, and I think renting out licenses, John,
25 is a big issue.

1 Male: Huge issue.

2 Nielsen: Well Ste- -- I'm gonna --

3 Harr: Okay, go ahead.

4 Nielsen: -- address it real quick. You know, we call it
5 renting out their license, but realistically per the
6 rules you're in Boise. You got -- you went through
7 the process, journeyman, got your contractor's
8 license, and then you let one of these guys down there
9 who's a journeyman be out on the job supervising
10 apprentices, what's he doing illegal per the rules?

11 Male: So that's when that master's would come into play.

12 Nielsen: They'd still be able to do it with the master's.

13 Male: Mm-hmm.

14 Nielsen: I mean, realistically what it boils down to as -- as a
15 contractor right now the way it sit, they'll -- get
16 rid of master and all this in your mind, the way the
17 rules are written renting of licenses is nothing more
18 than me allowing you to pull permits, and you're a
19 journeyman, you're meeting the requirements --

20 Harr: Mm-hmm.

21 Nielsen: -- to do work. Now the business side of it we don't
22 regulate. You go into debt, you sink, you swim, you
23 get rich, DOPL doesn't worry about that side. But if
24 there's a contractor attached to that company, a
25 journeyman out in the field with apprentices --

1 Harr: Yeah.

2 Male: (Inaudible - 00:54:46).

3 Harr: Well, I -- I -- I just know that they -- some have a
4 tendency to go bankrupt too.

5 Male: 'Cause I --

6 Nielsen: And --

7 Harr: So --

8 (CROSSTALK)

9 Nielsen: Come on up please.

10 Harr: And I - thank you.

11 Nielsen: Uh, are y- -- I mean, you can finish. I wasn't --

12 (CROSSTALK)

13 Harr: Well, no that -- that's about it. I -- I think -- I
14 think renting out a license is an issue as far as not
15 having control a day -- a control of what's going on
16 as a business. W- -- I'm working up in Boise, but I'm
17 -- and I get it. You're running a crew somewhere else
18 remotely, but I'm gonna carry the bond and everything
19 else. I'm hoping the -- the good lord's taking care
20 of business, and that person's taking care of
21 business. Right? I -- I get it, but in a lot of
22 cases they're not. John.

23 Nielsen: Okay, but do you have a solution?

24 Male: Is there any way that you could prove that the guy's
25 getting the bond to the -- the contractor --

1 (CROSSTALK)

2 Harr: Well --

3 Male: -- versus the --

4 (CROSSTALK)

5 Harr: -- if -- if I get an email from the guy, he says,
6 "Okay, I -- I gave him permission to do this, to pull
7 licenses. He's got my, uh, ID number to -- to do it
8 online is -- our city works right," so he could do all
9 that kind of stuff.

10 Male: Yeah --

11 (CROSSTALK)

12 Harr: There's nothing we can do, but I still get a lot of
13 grief sometimes.

14 Male: Oh, it's happening in a lot of towns, you know. It's
15 like -- there's like --

16 (CROSSTALK)

17 Harr: There's a lot of grief doing that, and --

18 (CROSSTALK)

19 Harr: -- and again, I -- John, I get it. There's probably
20 nothing we can do, but I don't know how we could
21 tighten it up, but maybe something -- something is out
22 there. Somebody could think about something that
23 could be done about that.

24 Male: (Inaudible - 00:56:05).

25 Nielsen: No, I appreciate it --

1 Harr: Because --

2 Nielsen: -- Steve, but, I mean, honestly we've looked at it
3 from --

4 Harr: I know that you probably have.

5 Nielsen: -- different angles, and as long as you give somebody
6 -- whether it's online, the password --

7 Harr: Yeah.

8 Nielsen: -- you know, and you're all set up with us as a
9 contractor --

10 Harr: Okay.

11 Male: It just makes it harder. Like --

12 Harr: Thanks John.

13 Male: -- the same contractor --

14 Harr: Thanks John.

15 Nielsen: Yes.

16 Male: -- did it and rented it out, left, left a bunch of
17 customers unsatisfied, and then came back and started
18 again. So --

19 Brauer: Dennis Brauer again. I -- I just -- I need some
20 clarification now. You're -- you're adding -- you're
21 going to add a licensing, um, requirement rather than
22 -- you're saying that a bus- the business license --
23 the bus- -- (inaudible - 00:56:43) say -- say, uh,
24 you.

25 Female: Okay.

1 Brauer: You decide that you want to own the business. You
2 want -- you want to have the business, so you take the
3 business portion of it. Are you saying that she can
4 just hire a jour- -- or a journeyman to do the work,
5 or is she going to have to have her husband, who is a
6 contractor, is he going to have to run the plumbing
7 end of it as a contractor, and then he hires
8 journeymen? Or is there gonna be four levels or just
9 three now?

10 Nielsen: So, again, this is all up for discussion at the 30,000
11 --

12 Brauer: Mmm, yeah, but --

13 (CROSSTALK)

14 Nielsen: -- foot because we could make it whatever we wanted,
15 but realistically you could say instead of him being a
16 contractor now, I mean, obviously everybody would be -
17 -

18 Brauer: Okay.

19 Nielsen: -- rolled over there. You know, anybody --

20 (CROSSTALK)

21 Brauer: Yeah, I mean, 'cause this is --

22 Nielsen: -- but you could say --

23 Brauer: -- this is a hypothetical.

24 Nielsen: -- okay, "He doesn't have to be a contractor." You
25 eliminate that that's, you know, has to be a

1 journeyman with however, you know, right now two and a
2 half years to test --

3 Brauer: Two and a half year.

4 Nielsen: -- for contractor.

5 Brauer: Yeah, mm-hmm.

6 Nielsen: You could say, "You have to show me you have a
7 journeyman on-staff that has at least two and a half
8 years of holding their journeyman's card, and they'll
9 run the field side."

10 Male: So that becomes the master end of things?

11 Nielsen: Yeah.

12 Brauer: That -- okay, so --

13 (CROSSTALK)

14 Brauer: -- all right. So -- so basically --

15 Nielsen: So it's kind of taking one license and moving it over
16 here, and then it's just semantics about how and what
17 you want to name it, and --

18 Male: Yeah.

19 Nielsen: -- time, and everything as far as the journeyman.

20 Brauer: So basically any -- any building contractor could take
21 the -- take the business end of it from what I
22 understand, and then basically hire you to run -- to
23 run the plumbing end of his big --

24 Male: I think that'd be horrible.

25 Brauer: -- deal. So --

1 Male: They can do it now.

2 Male: Yeah.

3 Brauer: Yeah, they can do it now.

4 (CROSSTALK)

5 Male: You got the one and a half guy that does all of three
6 trades he -- he hires a plumbing contractor --

7 Brauer: Yeah.

8 Male: -- that guy pulls the permit for him, and then he --

9 Brauer: Well, yeah I know -- I know that.

10 Male: So it's the same.

11 Brauer: But that's -- that's what I was trying to clarify was,
12 you know, so you really -- as far as I'm concerned
13 you're not changing anything.

14 Male: (Inaudible - 00:58:43).

15 Nielsen: It gives -- the only -- honestly the only thing it
16 does is gives more options to the business side of it.

17 Brauer: Okay. Well, like I say, I --

18 Nielsen: It's --

19 Brauer: -- it looks to me like, you know, there's not a lot of
20 change there. So --

21 Nielsen: Okay. No, that's fine. Appreciate that.

22 Brauer: So, okay.

23 Nielsen: Anybody else?

24 Male: Nobody else? I can't be the only one talking. Come
25 on guys.

1 (CROSSTALK)

2 White: Real quick Steve. So, you -- you -- you expressed
3 your concerns about, uh, renting out the -- the
4 licensing, um, and I'm just trying to think of
5 scenarios. So, for example, um, I was trying to think
6 of solutions and scenarios I've also been in. So like
7 I, for example, did a job in Pine. Um, different --
8 different area. Not even in this Valley. Just a
9 separate, and so obviously, you know, I pull the
10 permit just as probably a -- a contractor in -- in s--
11 -- in -- I don't exactly know how it works, I haven't
12 done the renting the license thing, but is the -- is
13 the contractor in Boise like essentially pulling the
14 permits from Boise, but his journeyman in this area is
15 doing the work? So, if I --

16 Brauer: That is correct.

17 White: -- if I -- if I pull a -- a contract, uh, or a, um, a
18 permit for a job in Pine, and I send one of my
19 journeymen up there to do the work I don't see how
20 that's really any different. If something happens bad
21 at that house I still have to go up there and take
22 care of it because I'm the contractor. It doesn't
23 fall back on the journeyman, right?

24 Brauer: Yeah, I don't know if he'll be -- he will be able --
25 I'm sorry, be able to come back and do that.

1 White: Right. I guess if, eh, if you're -- so that's w- --
2 that's where I'm trying to figure out like -- 'cause
3 obviously, uh, renting it out does seem a little, you
4 know, unfavorable, um, in my opinion, uh, to us that
5 are in this area taking care of our own businesses,
6 but whereas I've permitted a job in Pine, and then
7 expected my journeyman to go take care of it. Uh,
8 it's pretty much the same scenario other than, I mean,
9 e- -- practically even the same distance. So, if
10 something happens at a job I still have to go check it
11 out as the contractor. So I'm just -- and that's --
12 that's done with the best of intentions. It's -- it's
13 not like I'm, uh, renting it out to a journeyman.
14 It's -- but it's the same space gap. Do you know what
15 I mean? So I'm trying to figure out what a good
16 compromise would be to get -- to get rid of the
17 renting of the license, but still allow issues like --
18 sit- -- situations like that to happen where --

19 Brauer: I -- I'm just gonna go worse-case scenario. There --
20 been in this -- doing this long enough. We had a guy
21 doing work under another contractor's license. Well,
22 the contractor died, but he continued to work. Come
23 to find out he had no permission to be working
24 underneath the contractor's license as a journeyman.
25 So, again, I think being -- knowing who's -- who's



1 able to do that particular type of work is very
2 important. I think it probably starts at the state
3 because when that happened I -- I actually got phone
4 calls from the state licensing at that t- -- DBS
5 wanting to know -- they had a issue with the
6 journeyman working under the contractor's license.
7 The contractor had deceased, but still was working
8 underneath the -- which he had no permission to do.

9 White: So the journeyman was essentially pulling permits off
10 of the --

11 Brauer: Pull- -- pulling permits w- -- doing work under a
12 deceased contractor's license who didn't have
13 permission to do so. And I know there's a period of
14 time that, I mean, it happened right away, but --

15 White: Which is definitely a pretty extreme case. I'm trying
16 to just figure --

17 Brauer: That's extreme.

18 White: -- a --

19 Brauer: But, I mean, just -- I'm doing devil's --

20 White: How do you differentiate like renting a license out
21 to, uh, if a Boise contractor's, uh, renting his
22 license out and letting a journeyman in this area do
23 the work how do you differentiate that between me --

24 Brauer: Yeah, well it's kind of like with Shiloh (ph), right?
25 They used to do that, right?



1 White: I -- I -- it's been so long I (inaudible - 01:02:45).

2 Brauer: That's -- that's all.

3 (CROSSTALK)

4 Nielsen: Troubling.

5 Brauer: Troubling.

6 Miller: But if I'm right, like for you there's what, f- -- the
7 four or five companies we know that are renting
8 licenses in Twin Falls right now?

9 White: I don't know of any.

10 Miller: Well I know there's, uh, four, but they're your
11 competition, so if those guys had to do it like you
12 had to do it you might not have as much competition
13 for you yourself. So, but you gotta understand that.
14 You don't want a business guy coming in and going,
15 "Yeah, I'm a business guy," and then he rents
16 journeymens, and all the sudden we're all out. You
17 know what I mean?

18 White: Mmm.

19 Miller: Magic Valley, they're trying to do the multiple
20 trades. They're trying to do it all. They're coming
21 in. He's renting a license. He's coming in. He
22 wants to do a one-stop one-shop, which out you go.
23 So, in my opinion it protects you contractors too not
24 to let just anybody and everybody. Let them go
25 through the steps like you did. I mean, it wasn't

1 easy, but if it was easy everybody would have it, and
2 if we make it easy they'll all have it.

3 Male: Yeah.

4 Male: So, I think for protection for contractors it would be
5 really good really.

6 Male: What is (inaudible - 01:03:37).

7 Nielsen: Uh, yeah, I see both sides, but again, to his point
8 who did Chobani (ph)? I bet dollars to donuts that
9 contractor's card was sitting up in Boise.

10 Miller: Oh yeah. Well, you got that, but --

11 Nielsen: So --

12 Miller: -- I guess that contractor probably went through the
13 steps to get it though.

14 Nielsen: But again, we're not arguing the steps going through
15 it. It's just who's being allowed to pull permits on
16 both licenses.

17 (CROSSTALK)

18 Male: I -- I think they're already --

19 Nielsen: Now, the only argument I would give you is in an
20 apprentice 'cause he out there working, he's supposed
21 to be supervised and everything else. So, in that
22 case he is breaking rules.

23 Miller: Well (inaudible - 01:04:14).

24 Male: The -- the person they're talking about isn't just
25 running a business down here. He's -- also has his

1 own full-time job up there. So now he has a conflict
2 of interest because --

3 Nielsen: Because he's two businesses or one?

4 Male: I -- I don't know, but he's not -- I mean, he bailed,
5 and this isn't the first time. This isn't the second
6 time. He just bailed. So --

7 (CROSSTALK)

8 Miller: (Inaudible - 01:04:34) plumbing. You know Bernie (ph)
9 did it. His dad died. He took over. He had nothing
10 to do as to help him, and I could see where there's s-
11 circumstances like that, but I think for every Joe-
12 Blow just because he wants to they should follow the
13 steps that are in place.

14 Nielsen: So, and for the record, since so much illegal work's
15 going on down here, we have complaint forms on our
16 website. All you have to do is fill them out, and get
17 them to us, and we will investigate it, but if it's
18 just, you know, "Well, go over here and we hear this,
19 and we hear that," --

20 (CROSSTALK)

21 Male: Well it's not illegal for them to be pimping out their
22 license.

23 Nielsen: I'm not saying the -- the -- that side is.

24 Male: Oh (inaudible - 01:05:10).

25 (CROSSTALK)

1 Nielsen: But I'm just saying everything, you know, everybody's
2 coming up with all these guys over here doing this
3 stuff. We have a way to, you know, look into it.

4 Male: Yeah, if it's -- yeah, it's -- yeah. No, I think
5 these meetings help.

6 Nielsen: So, along the same -- not the same lines. Forget
7 master's and everything right now. Same topic, just a
8 different point of view. So, currently in-state, out-
9 of-state, no matter which route you go you gotta take
10 your Journeyman's Exam, meet the requirements, and
11 take your contractor's. How does industry feel about
12 maintaining those two licenses? Case in point, do we
13 -- should we all have apprentice on our cards once we
14 get journeyman? And so this is what I'm asking, do
15 you feel that it's necessary to maintain two licenses,
16 which we currently do now, or once you reach
17 contractor you can let -- and I won't say let it go,
18 but it's not, you know, on your card, and you do 16
19 hours of CEU's currently. Thoughts? Good, bad,
20 nobody cares?

21 Male: I kind of like the way it is.

22 White: Well, yeah. Um, so -- so w- -- you would -- when
23 you're -- you're saying when you have to go take your
24 CEU's to -- to get your -- your journeyman's, uh,
25 continuing education you have to have eight credits,

1 right?

2 Nielsen: Yes.

3 White: And then you're contractor's you have to have 16.

4 Nielsen: Total.

5 White: Right. So, um, uh, should -- but -- so but then you
6 couldn't essentially let your journeyman's lapse
7 'cause you'd always have to take that 16 to get your
8 contractor's.

9 Nielsen: The question is do you need to maintain -- forget
10 CEU's. Do you need journeyman and contractor on your
11 card right now?

12 White: Oh, oh, I could give you -- actually --

13 Nielsen: Once you've gone through the steps, or can you just --
14 or would you just like to see contractor, and then
15 maintain that one license?

16 White: I think if you're a contractor and you want to keep
17 plumbing in the field yourself, then you should
18 definitely maintain both of them.

19 Nielsen: But say we change the rules? That you don't have --
20 you know, once -- because you're going through the
21 steps. You got your journeyman's, you get --

22 (CROSSTALK)

23 Nielsen: -- a contractor --

24 (CROSSTALK))

25 Nielsen: So -- so we change the rules -- once you hit

1 contractor, now you don't have to maintain. You're
2 still a journeyman. You can go work. Your card just
3 says contractor --

4 White: Yeah, n- --

5 Nielsen: -- and you got one expiration date.

6 White: So I think you're --

7 Nielsen: And you've got X number of CEU's you need.

8 Male: I think we follow the steps.

9 (CROSSTALK)

10 White: Yeah. So, but -- okay, so every three years you have
11 to get those 16 credits back, right?

12 Nielsen: Yes.

13 White: Okay. Um, s- -- I feel like if you actually want to
14 keep going out and plumbing in the field after those
15 three years, then you do need to maintain both.

16 Nielsen: Okay.

17 White: Or just have like -- or just have separate. So not
18 necessarily, um, or just have you either get eight to
19 maintain your contractor's, or eight to maintain your
20 journeyman, or 16 to maintain both because after a
21 period of time the codes can change, and then a
22 contractor shouldn't necessarily be able to go back
23 out into the field if he's let that lapse.

24 Nielsen: Let's just simplify it. Forget CEU's.

25 White: Uh-huh.

1 Female: Are -- are you saying that we find -- once you get a
2 contractor's the journeyman it's just implied --

3 Nielsen: Yes.

4 Female: -- underneath that?

5 Nielsen: Yes.

6 Male: (Inaudible - 01:08:22) what -- what -- you got your
7 contractor's because --

8 Female: Big following.

9 Nielsen: Thank you.

10 Male: -- because you got -- you -- you got your journeyman's
11 license, then two -- two and a half years later you
12 got done. You're -- you're a journeyman, correct,
13 basically?

14 Male: Yeah, you're just -- do your -- redo your contractor's
15 and it'll cover the --

16 (CROSSTALK)

17 Male: Yeah.

18 (CROSSTALK)

19 Male: On your card it says contractor's. That means you're
20 a journeyman too.

21 Male: That's --

22 (CROSSTALK))

23 White: Right, but that's what I'm saying is when it comes
24 time to renew you either take eight to renew your
25 contractor's --

1 Male: (Inaudible - 01:08:49) no, but you're gonna have -
2 you're gonna have, uh, as a contractor. You've got a
3 contractor. You have to get 16 CEU's.

4 White: That's what -- that --

5 Male: That's eight -- that's eight for your journeyman, and
6 eight more for your contractor.

7 White: Right.

8 (CROSSTALK)

9 Male: So you're - you're renewing -- you're renewing
10 automatically. When you put in your 16 -- get your 16
11 --

12 White: Oh.

13 Male: -- CEU's --

14 White: Oh, for --

15 Male: -- that's eight for your journeyman's, and eight for
16 your con- -- and the extra eight for your contractor.

17 White: So are you talking about like in the field if they're
18 checking your licensing does it have to say journeyman
19 on it?

20 Female: It's assumed.

21 Male: Yeah, if you're not a contractor yes --

22 (CROSSTALK)

23 Male: Pretty much.

24 White: Right. Well then, yeah, that should be assumed. I --
25 I -- sorry, I must have misunderstood.

1 (CROSSTALK)

2 White: No, I thought you were talking about for -- for the
3 continuing education purposes.

4 Nielsen: No, it's --

5 Male: If you're a contractor you're -- you're automatically
6 you're --

7 White: If it -- okay. Yeah, if it - if it's for licensing
8 checking --

9 (CROSSTALK)

10 White: -- in the field, then con- -- then contractor should -
11 -

12 Male: Yeah, and I -- and --

13 White: -- also be --

14 (CROSSTALK)

15 Male: -- and basically --

16 Nielsen: Hey.

17 Male: -- you don't have to renew your journeyman's card and
18 your contractor's card. You're gonna renew your
19 contractor's card every three years or however -- and
20 that automatically --

21 White: Okay.

22 Male: -- renews your journeyman.

23 White: Yeah, that makes -- I must -- I misunderstood, sorry.

24 (CROSSTALK)

25 Male: (Inaudible - 01:09:44) become a contractor, and I --

1 that makes him a journeyman.

2 Nielsen: Leave the two separate. Don't --

3 Male: Yeah.

4 (CROSSTALK)

5 Male: As long as you don't mix (inaudible - 01:09:53) we're
6 good.

7 Nielsen: Anybody else for or against it, or don't care?

8 Male: I don't think it's --

9 Nielsen: I mean, 'cause there was one group, and they're just
10 like, "Nope, we want our journeyman on that card."
11 And again, you're maintaining one -- yeah, go ahead.

12 Female: (Inaudible - 01:10:11). Um, so it sounds like having
13 both on there is just a way for whoever, the licensing
14 Board or whatever, to get more money because you're
15 not going to renew two --

16 (CROSSTALK)

17 Nielsen: If we --

18 Female: -- licenses?

19 Nielsen: -- were HVAC and Electrical I would say that --

20 Female: Mm-hmm.

21 Nielsen: -- but our licensing fees are so sad that it's --

22 Female: Okay.

23 Nielsen: -- not a big money financial. Obviously I would look
24 -- I would argue that it just makes life simpler.
25 Once you reach that contractor status you don't have

1 to maintain the journeyman side of it. It's implied.

2 Female: Just -- just curious.

3 Nielsen: Yeah.

4 Male: Can we get the test agency on the same page though
5 because every time I start to do mine they gotta go
6 back and go, "Oh, you did your journeyman's?" So,
7 they, uh, (inaudible - 01:11:03) my journeyman's and
8 my -- my contractor's.

9 Nielsen: And we are looking, uh, you know, on -- we're looking
10 at that on the IT end.

11 Male: Right.

12 Nielsen: But, again, this would eliminate exactly that.

13 Male: That problem.

14 Nielsen: Yes.

15 Male: The last two times.

16 Nielsen: But that's part of it. You know, "Oh, it got -- it --
17 it's -- journeyman issued this date --

18 (CROSSTALK)

19 Nielsen: -- and I went and took my contractor on this date, and
20 here's these two dates," and I get more phone calls
21 that, you know, I had --

22 (CROSSTALK)

23 Nielsen: -- I had one elderly person yelling at me 'cause his
24 wife didn't renew his licenses, and was mad 'cause I
25 wouldn't give them back. S- -- so --

1 Male: (Inaudible - 01:11:37).

2 Nielsen: So, the last topic continuing education. How does
3 anybody feel? Good, bad, indifferent, like it, don't
4 like it, would like to see more, less, more code?

5 Male: Use less.

6 Nielsen: Come on up. This is --

7 Male: No, I'm (inaudible - 01:11:55).

8 Nielsen: -- this is where it's --

9 Male: I'll leave this one alone.

10 White: Oh, yeah, I'll come back. Yeah. Okay, now that I
11 think we're actually on that topic here.

12 Nielsen: Yes.

13 White: Uh, continuing education is great. I don't think you
14 should go more or less. I think you should keep it --

15 Nielsen: Hey.

16 White: -- right where it is, but I do think it's absolutely
17 necessary because since you're so big into, you know,
18 protecting your industry and whatever we -- then we
19 absolutely do want continuing ed- -- education despite
20 the fact it's a pain in the ass, but I don't think you
21 should increase the amount that we have to do.

22 Nielsen: Okay.

23 White: Or decrease it. I think it's great where it --

24 Male: So --

25 White: -- right where it's at. But it should stay. It

1 should definitely --

2 Male: You can learn stuff. Oh, (inaudible - 01:12:27).

3 White: Uh, and yeah, you can. You can learn stuff. But
4 let's keep it around 'cause anything that ex- -- in
5 addition to that you have to do to secure your
6 position is just s- uh, strengthening the security of
7 -- of your trade and where you've come.

8 Nielsen: Mm-hmm.

9 Male: So --

10 Nielsen: All right. No, appreciate it.

11 Alla: Camas Alla (ph).

12 Male: All right.

13 Alla: So you had talked about the strengthening of -- of the
14 trade.

15 Male: Mm-hmm.

16 Alla: From the Board's perspective they have to continue to
17 stay focused on the consumer protection, and so what
18 would the -- the provisions that you would say from a
19 CEU perspective help with the competency, and do you
20 like how it currently is? Is there different ways
21 that you would look at approaching it?

22 White: Well, uh, I've only done one, uh, one form of testing
23 for my last continued educations, and it's been some
24 sort of, uh, uh, it's been some sort of like all-
25 inclusive packet that comes from, uh, with everything

1 in it that you fill out. So, I think from -- from
2 that -- from what I've done so far it's great. It's
3 just, uh, a series of code questions that you answer,
4 uh, mail it in, get the -- then get your results back.
5 Um, so, uh, I don't know what else options, uh, are
6 available out there as far as, uh, acquiring the
7 CEU's, but the method I -- I use is just, uh, it's
8 just code, um, reinforcement. So yeah, I think that's
9 great for protecting, uh, any sort of, uh, potential
10 customers. Is that what you're asking?

11 Alla: Yeah.

12 White: Okay.

13 Alla: Thanks.

14 White: Mm-hmm. I guess, uh, to -- to -- to go back to that,
15 uh, what l- -- what, uh, eh, eh, what are -- is being
16 required to obtain the CEU's? You know, that's --
17 that's what I would look at. I know that the DBS or
18 whatever you are now has like a bunch of stuff
19 available on their website or something that allows
20 you to, uh, get CEU's.

21 Nielsen: Mm-hmm.

22 White: And I don't know what other options are out there, but
23 I would definitely want to keep it like focused on the
24 plumbing industry obviously, and -- and the codes and
25 -- and whatever. I don't know how extensive it goes,



1 but yeah, code stuff.

2 (CROSSTALK)

3 Nielsen: So old Matt's coming up here. I'll throw out one
4 thing.

5 Miller: I would just say the biggest thing is you could do
6 like, you know, maybe more code updates. Instead of
7 like old code start with new code --

8 (CROSSTALK)

9 Miller: -- just so we get an idea of, you know, it refreshes
10 us far as all the changes, and then maybe like
11 handicap or something. You know, ADA or anything that
12 would be life safety versus old code that we've -- all
13 know. Kind of just keep up on the new, so we --
14 'cause a lot of us guys that don't go to school and
15 stuff we don't get all the new stuff, so that's be --
16 would be my idea --

17 Nielsen: Okay.

18 Miller: -- to help out.

19 Nielsen: Thanks. Anybody else? There was one group that
20 thought maybe journeyman should be eight hours of code
21 instead of four.

22 (CROSSTALK)

23 Male: It is eight hours.

24 Nielsen: It's eight, but you only have to do four hours of
25 code.

1 Brauer: Four hours of code and four hours of --

2 (CROSSTALK)

3 Nielsen: Four -- and then -- then the other four could be
4 whatever.

5 Brauer: So you could --

6 Male: That makes sense.

7 Brauer: -- if there's a --

8 Male: (Inaudible 01:15:26).

9 Brauer: (Inaudible - 01:15:27). If some- -- if a water
10 softener company, eh, comes in (inaudible - 01:15:33)
11 give a demonstration, you know. They alw- -- the --
12 it's always, um, worth X amount of CEU's. That's
13 industry-based. So, you know, a water softener, um,
14 school takes two or three hours, or there's -- they
15 have -- they have those quite often, so -- and those
16 are always, you know, you can always get -- like back,
17 um, my backflow preventer school I have to do an eight
18 -- eight hour refresher course every two years.
19 That's where it's eight CEU's. That's industry-based.
20 So, and then, like I say, your code stuff you can do
21 that online. There's -- and so -- but -- but there's
22 always -- there's always ways to get your industry-
23 based CEU's, and your code stuff you can do it online.
24 So, that's -- 'cause I've had to do it.

25 Nielsen: Anybody else on CEU's? We got about five minutes.

1 I'll open it up to general questions if anybody's got
2 anything. Rule-related, DOPL-related?

3 White: Yeah, can -- can w- -- can we circle back to the very
4 beginning of this?

5 Nielsen: Sure.

6 White: Okay. So, this entire thing is coming about because
7 the Governor wants to say like how is this necessary?
8 How is what we got -- how is what Idaho is doing
9 necessary to -- compared to what the rest of the
10 states are doing?

11 Nielsen: Not so much necessary as they're -- we're looking at
12 the cost benefits. What's it cost to do something
13 compared to the benefits, you know. Are we reducing
14 barriers to bring people into the trade, or we putting
15 up more barriers? Um, I don't know if Tim's up for
16 it. I could have him come up and kind of give you a
17 little more detailed, uh, on the whole structure of it
18 as far as what the Governor's looking for, but --

19 Frost: I mean, principally if you look at the history of
20 where ZER (ph) started, it's titled in a lot of
21 different ways, but it started, um, probably back in
22 the 70s with Colorado being one of the first states.
23 They implemented kind of a five-year statute cres- --
24 um, called a Sunrise, Sunset process where they
25 started to review their statutes. Couple y- -- you



1 know, decade later they implemented from a rules
2 perspective. Probably about half of the states have
3 some type of, um, three year review, or five year
4 review of their rule chapters in order for the agency
5 to continue to promulgate those same rules. It's a
6 justification and it's a -- a review of those rules.
7 What the elements of that review looks like really
8 does vary state-to-state. Uh, the Clinton
9 Administration implemented it on a federal level in
10 the 90s. So, um, I know it's kind of behind the times
11 if we're talking about a statute review or a rule
12 review. So, the legislature just, uh, it would have
13 been in 2020, uh, passed Senate Bill 1351 that created
14 a statute review for each one of our Boards and
15 Commissions. And so every one of our Boards and
16 Commissions (inaudible - 01:18:45) Statute Practice
17 Acts are going to be put on a five year review cycle
18 that goes to the legislative committee. Well the
19 Governor created a parallel process for our Boards
20 from the rule-making. So the statute giving us the
21 authority to have a Board, to license, to register, to
22 do all these type of things, that'll con- -- that'll
23 be reviewed by the legislature. Um, the Board has the
24 authority for the adoption of rules and our chapter
25 practice, which is typically the -- the -- the



1 explanation of how we go about issuing our license
2 permits, registrations, as well as code adoptions,
3 code exemptions, things like that. And so, um, all
4 that ZER does is put Idaho on a scheduled review
5 process. So each one of our Boards and Commissions
6 will go through that five year review cycle. Now,
7 that doesn't mean when the Board needs to change a
8 rule that they can't go through negotiated rule-making
9 outside of that cycle. So, say the, uh, code
10 adoption, uh, for the plumbing code doesn't align with
11 the Board's ZER five year review cycle, that's fine.
12 The Board can still work with industry during an off-
13 year, if you will, to go through negotiated rule-
14 making to adopt a rule. But what it -- what it does
15 prevent is it prevents kind of set it and forget it
16 attitudes. You'd be surprised how many -- one of our
17 practice acts for our Boards, um, haven't been updated
18 for 20 years, or a rule that's been in place for, you
19 know, 10, 15 years and you ask, "What's the point of
20 this," and everybody looks at it, and nobody has a
21 clue. So, the, uh, the goal is to prevent some of the
22 bureaucratic inertia, but at the same time, uh, have a
23 process to engage with industry throughout the state
24 before we go through a repeal and replace to discuss,
25 you know, in-depth topics, and yeah, ask some tough



1 questions, and let's justify why, you know, we
2 regulate ourselves as a trade, and why -- why this
3 will prevent fraudulent practices, and, uh, narrowly
4 tailor what our response is, and I think as Boards and
5 Commissions go through this it certainly, uh, brings
6 up a lot of unique topics and conversations, and
7 sometimes it can be like, "Why you coming after that?"
8 Uh, but the reality is is by having that conversation
9 that provides us the justification and allows, uh, our
10 Board to have healthy conversations around why we do
11 what we're doing, and justify, you know, continuing to
12 -- to give that burden.

13 Male: So essentially it's gonna be up to the -- the -- the
14 DBS to -- to convince the Governor why we still need
15 to regulate the industry?

16 Nielsen: It will be up to DOPL. It -- we'll bring it to the
17 Board, the Board will look at it, and we'll all hash
18 it out and come up with what the Board deems they want
19 the final draft to be.

20 Male: Yeah.

21 Frost: The --

22 Nielsen: Then --

23 Frost: -- the Board still has the rule-making authority to
24 make the decisions on the rule chapter. So, the re-
25 authorization, that'll still go before the Board, you

1 know, as the subject matter experts. Uh, we certainly
2 have been tasked by DFM, the Governor's Office, to do
3 a lot of that research, um, to make sure the Board is
4 making the best decisions possible. So, it -- it's --
5 it's in -- it's together. The divisions and staff
6 have some work to do. This is the initial work on
7 gathering this feedback, so, um --

8 White: And so that -- that being said, eh, every five years
9 would it come, um, back up to be, uh, reviewed?

10 Frost: That's correct.

11 White: Regardless of -- so, the decisions made in two-
12 thousand --

13 (CROSSTALK)

14 Nielsen: So 2023 what we're doing today would go in front of
15 the legislature, yes.

16 (CROSSTALK)

17 Male: And then five years after that it would come back
18 around?

19 Frost: That is correct. Yeah.

20 Male: So --

21 Nielsen: The whole rule package.

22 Male: Okay. (Inaudible - 01:22:23)

23 Nielsen: All right. Does anybody else -- if you don't have any
24 questions I appreciate you guys coming out. I know
25 2:30 on a workday isn't the best, but again thanks.

1 Male: Thank you.

2 Nielsen: And if you think of anything email me.

3 (CROSSTALK)

4 Miller: One thing I have to say is I think the rules in effect
5 now are good. They've protected us this long. I vote
6 we don't change any of them.

7 (CROSSTALK)

8 Nielsen: Okay.

9 Male: Thank you.

10 (CROSSTALK)

11 Male: I like that idea in a business.

12

13

14

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

TRANSCRIBER'S CERTIFICATE

I, Cynthia Scott, do hereby certify that I have listened to the recording of the foregoing; further that the foregoing transcript, Pages 1 through 79, was reduced to typewritten form from the digital recording; and that the foregoing is an accurate record of the recording as above transcribed in this matter.

DATED this 10th day of September, 2021.

Cynthia Scott

Cynthia Scott
Transcription Outsourcing, LLC
1780 S. Bellaire St.
Suite 400
Denver, CO 80222
Tel: 720-287-3710
Fax: 720-952-9897

DUNS Number: 037801851
CAGE Code: 6C7D5
Tax ID #: 27-2983097

