

IN THE SENATE

SENATE BILL NO. 1259

BY COMMERCE AND HUMAN RESOURCES COMMITTEE

AN ACT

1 RELATING TO PLUMBERS; AMENDING SECTION 54-2602, IDAHO CODE, TO PROVIDE
2 A CERTAIN EXCEPTION FOR CERTIFICATE OF COMPETENCY REQUIREMENTS; AND
3 AMENDING SECTION 54-2620, IDAHO CODE, TO REVISE PROVISIONS REGARDING
4 EXCEPTIONS TO PERMIT REQUIREMENTS.
5

6 Be It Enacted by the Legislature of the State of Idaho:

7 SECTION 1. That Section 54-2602, Idaho Code, be, and the same is hereby
8 amended to read as follows:

9 54-2602. EXCEPTIONS. (1) Certificate of competency requirements of
10 this chapter shall not be deemed to apply to:

11 (a) Any person who does plumbing work in a single or duplex family
12 dwelling, including accessory buildings, quarters and grounds in con-
13 nection with such dwelling; provided that such person owns or is a
14 contract purchaser of the premises, and provided further that such
15 person shall comply with the minimum standards and rules applicable to
16 plumbing practices provided by this chapter.

17 (b) Farm buildings located outside the incorporated limits of any city
18 unless such buildings are connected to a public water or sewer system;
19 and a farm building is hereby defined to be a structure located on agri-
20 cultural zoned property and designed and constructed to house farm im-
21 plements, hay, grain, poultry, livestock or other horticultural prod-
22 ucts and includes sheds, barns, corrals or fences. This definition does
23 not include a place for human habitation or a place of regular employ-
24 ment where agricultural products are extracted, processed, treated or
25 packaged; a place used by the public; or conditioned livestock housing.

26 (c) Logging, mining or construction camps when plumbing installations
27 are made to conform with the recommendations of the department of health
28 and welfare.

29 (d) Piping systems in industrial processing plants located outside the
30 incorporated limits of any city unless such systems are connected to a
31 public water or sewer system.

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

37 (f) Nothing contained in this section or any other provision of this
38 code shall be construed or applied to require a sewer contractor, sewage
39 disposal contractor, or any excavating or utility contractor who gener-
40 ally engages in the business of installing, altering or repairing sew-
41 ers, private and public sewage disposal systems, and water distribu-
42 tion and/or drainage lines outside the foundation walls of any build-

1 ing or structure, to obtain a valid contractor's certificate of compe-
2 tency or to employ only journeymen plumbers possessing a valid journey-
3 man plumber's certificate of competency or registration, or to in any
4 way require that his employees be registered, licensed or declared com-
5 petent by the board.

6 (g) Water treatment installations and repairs when installed in res-
7 idential or business properties, provided the same, when installed,
8 repaired or completed, shall be inspected by a designated, qualified
9 and properly identified agent of the division of building safety as to
10 quality of workmanship and compliance with the applicable provisions of
11 this chapter.

12 (h) Plumbing work within modular buildings as defined in section
13 39-4301, Idaho Code, that are constructed in the state of Idaho for in-
14 stallation on building sites outside the state; provided however, that
15 no modular building shall be installed on a building site in the state of
16 Idaho until it has been approved and bears the insignia of approval of
17 the division as being in compliance with the requirements set forth in
18 section 39-4304, Idaho Code.

19 (i) Individuals holding a current installer license pursuant to the
20 provisions of chapter 21, title 44, Idaho Code, may make connections
21 from manufactured home or mobile home sewer or water facilities to ex-
22 isting sewer or water facilities on-site.

23 (j) Individuals licensed pursuant to chapter 10, title 54, Idaho Code,
24 or chapter 50, title 54, Idaho Code, as follows:

25 (i) Individuals holding a current HVAC or electrical license may
26 install electrical circuitry from the disconnecting means to a wa-
27 ter heater and electrical connections to the water heater as long
28 as the disconnect is in sight from the unit and the circuit from the
29 disconnecting means to the water heater is no more than fifty (50)
30 feet long.

31 (ii) Individuals holding a current HVAC license may install gas
32 piping and piping for hydronic systems.

33 (iii) Individuals holding a current HVAC license may install boil-
34 ers that are not otherwise subject to inspection by the industrial
35 commission or its authorized agent.

36 (2) To the extent that an electrical or HVAC installation permit issued
37 by the Idaho division of building safety includes any part of a plumbing in-
38 stallation, the permit issued and inspection performed shall be sufficient
39 to satisfy the permitting and inspecting requirements of this chapter if all
40 required permit fees have been paid.

41 (3) Apprentice registration requirements shall not apply to high
42 school students enrolled in an educational program recognized by the board
43 in which the performance of plumbing installation is a formal component of
44 the program. The exemption is limited to students performing residential
45 installations as part of such program under the constant on-the-job supervi-
46 sion of a licensed journeyman plumber, and a permit for the work is obtained
47 from the authority having jurisdiction. Work hours performed by such stu-
48 dents shall not apply toward apprentice work requirements.

49 (4) Any person, firm, copartnership, association or corporation making
50 water treatment installations and/or repairs in accordance with the provi-

1 sions of this chapter shall maintain a surety bond in the amount of two thou-
2 sand dollars (\$2,000).

3 SECTION 2. That Section 54-2620, Idaho Code, be, and the same is hereby
4 amended to read as follows:

5 54-2620. PERMITS REQUIRED -- EXCEPTIONS. It shall be unlawful for any
6 person, firm, copartnership, association or corporation to do, or cause or
7 permit to be done, after the adoption of this act, whether acting as prin-
8 cipal, agent or employee, any construction, installation, improvement,
9 extension or alteration of any plumbing system in any building, residence
10 or structure, or service lines thereto, in the state of Idaho, without first
11 procuring a permit from the division of building safety authorizing such
12 work to be done, except:

13 (1) Within the boundaries of incorporated cities, including those spe-
14 cially chartered, where such work is regulated and enforced by an ordinance
15 or code equivalent to this chapter;

16 (2) Within such additional area within five (5) miles of the city limits
17 over which such city has elected to exercise jurisdiction relative to build-
18 ing drains and building sewers pursuant to section 50-606, Idaho Code, on
19 buildings, residences and structures being converted from an on-site sewage
20 disposal system to a sewage disposal system supplied by the city, where such
21 work is regulated and enforced by an ordinance or code equivalent to this
22 chapter. Cities shall provide the division of building safety written no-
23 tice of the area over which such jurisdiction will be exercised. No city
24 may exercise such jurisdiction within the limits of another city unless both
25 cities have agreed by ordinance to allow such jurisdiction. For purposes of
26 this chapter, building drain and building sewer will be defined according to
27 the definition found in the uniform plumbing code or as adopted by the board,
28 pursuant to section 54-2601, Idaho Code.

29 Permits shall be issued only to a person, ~~or~~ holding a valid certificate
30 of competency, to a firm, copartnership, association or corporation repre-
31 sented by a person holding a valid certificate of competency, or to a per-
32 son ~~who does his own~~ excepted or for work in a family dwelling as defined in
33 excepted from the certificate of competency requirements pursuant to sec-
34 tion 54-2602(1) (a), (1) (e), (1) (f), (1) (g), or (1) (i), Idaho Code, except
35 that p. Permits shall not be required for plumbing work ~~as defined~~ described
36 in section 54-2602(1) (b), (1) (c) and, or (1) (d), Idaho Code.

37 Provided, a licensed plumber is hereby authorized, after making appli-
38 cation for permit and pending receipt of permit, to proceed and complete
39 improvements or alterations to plumbing systems, when the cost of said im-
40 provement or alteration does not exceed the sum of five hundred dollars
41 (\$500). Inspection of such work shall be the responsibility of the permit
42 holder pending an official inspection, which shall be made within sixty (60)
43 days after notification of inspection.