

1 STATE OF OKLAHOMA

2 1st Session of the 51st Legislature (2007)

3 COMMITTEE SUBSTITUTE  
4 FOR

5 HOUSE BILL NO. 1676

6 By: Hickman

7 COMMITTEE SUBSTITUTE

8 An Act relating to professions and occupations;  
9 amending 59 O.S. 2001, Sections 1002, as amended by  
10 Section 7, Chapter 318, O.S.L. 2003, and 1003, as  
11 amended by Section 2, Chapter 163, O.S.L. 2004 (59  
12 O.S. Supp. 2006, Sections 1002 and 1003), which  
13 relate to The Plumbing License Law of 1955; modifying  
14 powers and duties of the Construction Industries  
15 Board; modifying definitions; and providing an  
16 effective date.

17 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

18 SECTION 1. AMENDATORY 59 O.S. 2001, Section 1002, as  
19 amended by Section 7, Chapter 318, O.S.L. 2003 (59 O.S. Supp. 2006,  
20 Section 1002), is amended to read as follows:

21 Section 1002. A. The Construction Industries Board is hereby  
22 authorized, empowered, and directed to make, prescribe, enforce,  
23 amend, and repeal rules governing the following:

24 1. The examination and licensing of persons desiring or  
intending to engage in the business, trade or calling of plumbing  
contractor or journeyman plumber;

1        2. The defining of categories and limitations for contractor or  
2 journeyman licenses;

3        3. The registering of and issuing of certificates to persons  
4 desiring or intending to work or act as a plumber's apprentice;

5        ~~3.~~ 4. The establishment and levying of administrative fines;

6        ~~4.~~ 5. The initiation of disciplinary proceedings;

7        ~~5.~~ 6. The requesting of prosecution of and initiation of  
8 injunctive proceedings against any person who violates any of the  
9 provisions of The Plumbing License Law of 1955 or any rule  
10 promulgated pursuant to The Plumbing License Law of 1955; and

11        ~~6.~~ 7. The establishment of bonding and insurance requirements  
12 for the issuance of a license as a plumbing contractor; provided,  
13 such rules shall not be inconsistent with the terms and conditions  
14 hereinafter provided.

15        B. Such bonding requirements shall allow the filing of cash or  
16 a certificate of deposit in lieu of a bond. A state bond or cash or  
17 certificate of deposit filed in lieu of a bond and which is posted  
18 pursuant to the provisions of this section shall be deemed  
19 sufficient to meet the requirements of any municipality, provided  
20 that a copy of said bond or documentation of cash or certificate of  
21 deposit filed in lieu of a bond shall be filed with any municipality  
22 in which the licensee does work as a plumbing contractor. A copy of  
23 the bond or documentation of cash or certificate of deposit filed in

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1 lieu of a bond shall be filed with the municipality prior to the  
2 commencement of any such work by the licensee.

3 SECTION 2. AMENDATORY 59 O.S. 2001, Section 1003, as  
4 amended by Section 2, Chapter 163, O.S.L. 2004 (59 O.S. Supp. 2006,  
5 Section 1003), is amended to read as follows:

6 Section 1003. As used in The Plumbing License Law of 1955:

7 1. "Board" means the Construction Industries Board;

8 2. "Category" means the classification by which licenses and  
9 plumbing work may be limited. Such categories may include but shall  
10 not be limited to installation, maintenance, repair, alteration,  
11 residential and commercial;

12 3. "Committee" means the State Committee of Plumbing Examiners  
13 appointed by the Construction Industries Board;

14 ~~3.~~ 4. "Plumbing Hearing Board" means the State Plumbing Hearing  
15 Board which shall consist of a designee of the Construction  
16 Industries Board, as chair, and the members of the State Committee  
17 of Plumbing Examiners;

18 ~~4.~~ 5. "Apprentice" or "plumber's apprentice" means any person  
19 sixteen (16) years of age or older who, as the principal occupation  
20 of the person, is engaged in learning and assisting in the  
21 installation of plumbing under the direct supervision of a licensed  
22 journeyman plumber or plumbing contractor;

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1       ~~5.~~ 6. "Journeyman plumber" means any person other than a master  
2 plumber or plumbing contractor who engages in or works at the actual  
3 installation, alteration, repair and/or renovation of plumbing;

4       ~~6.~~ 7. "Temporary journeyman plumber" means any person other  
5 than a person permanently licensed as a journeyman plumber, master  
6 plumber, or plumbing contractor in this state who meets the  
7 temporary licensure requirements of Section 1006.1 of this title;

8       ~~7.~~ 8. "Master plumber" is a term used and defined under laws  
9 which have been repealed. A person formerly known as a master  
10 plumber is henceforth to be known as a "plumbing contractor" as  
11 defined in this section;

12       ~~8.~~ 9. "Plumbing contractor" means any person who is skilled in  
13 the planning, superintending, and practical installation of plumbing  
14 and who is familiar with the laws and rules governing the same.  
15 This definition may be construed to mean any person who has  
16 qualified and is licensed under The Plumbing License Law of 1955 as  
17 a plumbing contractor, who may operate as an individual, a firm,  
18 partnership, limited liability company, or corporation, or other  
19 legal entity to engage in the business of plumbing, or the business  
20 of contracting to do plumbing, or furnish labor or materials or both  
21 for the installation, repair, maintenance, or renovation of plumbing  
22 according to the requirements of The Plumbing License Law of 1955;

23       ~~9.~~ 10. "Plumbing" means, and includes:  
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- 1 a. all piping, fixtures, appurtenances and appliances  
2 for, and in connection with, a supply of water within  
3 or adjacent to any building, structure, or conveyance,  
4 on the premises and to the connection with a water  
5 main or other source of supply,
- 6 b. all piping, fixtures, appurtenances and appliances for  
7 sanitary drainage or storm drainage facilities,  
8 including venting systems for such facilities, within  
9 or adjacent to any building, structure, or conveyance,  
10 on the premises and to the connection with a public  
11 disposal system or other acceptable terminal,
- 12 c. the installation, repair, maintenance and renovation  
13 of all piping, fixtures, appurtenances and appliances  
14 for a supply of water, or for the disposal of waste  
15 water, liquid waste, or sewage within or adjacent to  
16 any building, structure, or conveyance, on the  
17 premises and to the source of supply of water or point  
18 of disposal of wastes, and
- 19 d. the installation, repair and maintenance of radiant-  
20 floor heating system piping in residential homes with  
21 capacities no greater than one hundred thousand  
22 (100,000) BTU's using only piping approved by the most  
23 current adopted edition of the International  
24 Mechanical Code; and

1        ~~10.~~ 11. "Variance and Appeals Board" means the Oklahoma State  
2 Plumbing Installation Code Variance and Appeals Board.

3        SECTION 3. This act shall become effective November 1, 2007.  
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