

Plumbing Board
Special Meeting Minutes
November 9, 2011 – 9:00 a.m.

Members Present:

Chad Filek
Gale Mount
Jim Gander
Jim Kittelson
Jim Lungstrom
John Flagg
John Parizek
Karl Abrahamson
Larry Justin
Mike McGowan
Rebecca Ames
Ron Thompson

Members Absent:

None

DLI Staff & Visitors:

A/C Jessica Looman
Bob Wolf
Bruce Hutchins
Carey Demaris
Cathy Tran
John Gunderson
Kevin Wilkins
Luther Westman
Pat Munkel-Olson
Phil Raines
Richard Hauffe
Tim Saari

I. Call to Order

The meeting was called to order by Chair Parizek at 9:15 a.m. Housekeeping announcements were made. Attendance was taken, introductions were made and a quorum was met.

II. Approval of Meeting Agenda

Gander made a motion to approve today's agenda as presented, seconded by Filek. The vote was unanimous, the motion carried.

III. Approval of Previous Meeting Minutes

Gander made a motion to approve the October 18, 2011 meeting minutes as presented, seconded by Abrahamson. The vote was unanimous, the motion carried.

IV. Regular business

Approval of Expense Reports – The Chair approved all presented expense reports.

V. Special Business

Chair Parizek stated this meeting was called to order to review the purposed rules of 4715 and 4716 along with the related SONARs.

A) Current Rulemaking – Munkel-Olson reviewed with members the 11/2/11 Revisor SS/DI RD4044 document

- i. Review of proposed 4715 Rules and SONAR – Documents *Statement of Need and Reasonableness for Chapter 4715* and *Proposed Permanent Rules Governing the Plumbing Code* were reviewed by Tran and Munkel-Olson with the members in great detail.

A motion to change line 16.13 adding method #1 in front of the sentence *When the flow rate of fixtures...* and line 16.24 item C. will be changed to method #2 in front of sentence *Where fixture dimensions and flow rates...* Which results in a change to 17.9 from (b) back to (c) was made by Mount, seconded by Justin. The vote was unanimous, motion carried. Parizek clarified “readily accessible” page 8 of 22, and 15.26 should the word CODE be changed to CHAPTER. A Motion to change this code to this chapter was made by Flagg, seconded by McGowan. The vote was unanimous, motion passed. A Motion to better define “readily accessible” on page 8 of 22 was made by Justin, seconded by McGowan. The vote was unanimous, motion carried. *Listen 1:30* A Motion to adopt rules 4715 and related SONAR was made by Justin, seconded by Gander. The vote was unanimous, motion carried.

The Board took a break at 10:45 a.m. and resumed at 11:00 a.m.

*ii. Review of proposed 4716 Rules and SONAR – Documents *Statement of Need and Reasonableness for Chapter 4715 and Draft Possible Amendment to Rules or New Rules Regulating Plumber Licensing, Certification and Registration, and Continuing Education, Minn. R. ch.4716* were reviewed with the members in great detail. Visitor, Phil Raines addressed the board, regarding the Medical Gas, Subp. 4. section, (page 2 of 10) 3rd sentence asking for clarification or modification on the wording.*

4716.0071 Definitions, Subp. 4. A motion to change last sentence to read as *Maintenance does not MEAN replacing cylinders OR filters, and work that does not breach the integrity of the medical gas piping system* was made by Gander, seconded by Kittelson. The vote was unanimous, motion carried.

Munkel-Olson addressed the board with a suggestion by Wilkins to add language to 4716.0072 Licensure; Certification, Subp 1, last sentence adding and all orders issued under Minnesota Statute 326B.082. There was not a motion to approve this addition.

4716.002 Subp. 2, item 2. Adding specific reference to 326B by adding 46, this motion was made by Flagg, seconded by Ames. The vote was unanimous, the motion passed.

4716.002 Subp. 1, third line should state Each plumbing contractor shall designate an individual holding a medical gas installer certification issued by the commissioner as the individual responsible for the plumbing...a motion was made by Justin to add the word installer, this motion was seconded by Ames. The vote was unanimous, the motion passed.

A motion to add language under 4716.0092 Subp.1, 4th line adding and all orders issued under Minnesota Statute 326B.092 was made by McGowan, seconded by Lungstrom The vote was 7/3 vote, majority rule, motion carries.

A motion to add language under 4716.0092 Subp.1 To retain its business license without reapplication, the person holding a water conditioning master or master plumber piping business license that ceases to employ an individual holding a water conditioning contractor license shall have 60 days from the last day of employment of its previous contracting competency license holder to employ another license holder was made by Mount, seconded by Gander. The vote was unanimous, motion carried.

A motion to add language under 4716.0092 Subp.2, 3rd line down; adding language...*must have had (a) at least 12 months experience as a licensed water conditioning journeyman; or (b) at least 12 months of practical experience in the planning and supervision...*This Motion was made by Flagg, seconded by Ames. The vote was unanimous, motion passed.

Parizek advised the time limit of the conference room, the meeting will have to move to the Isanti Room or another special meeting will be called. The consensus was to move. The Board took a break at 12:20 pm and resumed in the Isanti room at 12:45 pm.

The meeting resumed reviewing language 4716.0092 Subp.2 – **A motion by Filek to modify the language in red to state *had: (a) at least 12 months of experience as a licensed water conditioning journeyman; or (b) at least 12 months of practical experience as listed in Subp.4., seconded by Justin. The vote was unanimous, motion passed.*** And, under 4716.0092 Subp3. **A motion to change the wording to reflect the wording in Subp 2. by Filek, seconded by Justin. Unanimous vote, motion passed.**

4716.0092 Subp.4 item a) **A motion made by Mount to add the word *or* and to include 326B.46, seconded by McGowan. The vote was unanimous, motion passed.**

4716.0092 Subp.4 item d) The maximum allowable experience shall be zero hours before the age of 17 – **A motion to adopted language made by Flagg, seconded by Gander. The vote was unanimous, motion passed.**

4716.0092 Subp.5 item c) A Motion to approve language for grade to score made by Gander seconded by McGowan. The vote was unanimous, motion Passed.

It was purposed to replace all language highlighted in “green” from document titled 4716.0092 Licensure. **A motion made by Justin to accept language as presented, seconded by McGowan. Gander asked to strike the first sentence. Motion stands with language as is the vote was 7/3, majority vote ruled, and motion carried.**

A motion to allow the Chair to work with Munkel-Olson on the related SONAR (4716) without calling an additional meeting to move forward with the dual notice was made by Justin, seconded by Gander. The vote was unanimous, motion carried.

4716.0205 Requirements – **A motion by Gander to accept the change to reflect 2 hours of code and 2 hours of technical per license period, seconded by Lungstrom. The vote was unanimous, motion carried.**

A motion by Gander to include in Subp.2 item b) *to apply to each license, certification, or registration during the same renewal period*, seconded by Mount. The vote was unanimous, motion carried.

A motion made by Gale to remove MN State Plumbing Code as criteria in the medical gas certification and continuing education, seconded by Ames. The vote was 9/1, majority ruled, motion carried. Chair stated he would edit SONAR to reflect.

A motion to approve highlighted areas made by Mount, seconded by Flagg, The vote was unanimous, motion carried.

A motion to approve the rules in 4716 and related SONAR as discussed to move forward and post notice of intent to adopt by Mount seconded by Gander. The vote was unanimous, motion passed.

Munkel-Olson reviewed the request for comments received (handed out at meeting).

VI. Announcements

A) Next Regularly Scheduled Meetings

- January 17, 2012 9:30 a.m. – Minnesota Room, DLI
- April 17, 2012 9:30 a.m. – Minnesota Room, DLI

VII. Adjournment

A motion was made by Gander, seconded by McGowan to adjourn. The vote was unanimous, the meeting adjourned at 1:50 p.m.

Respectfully Submitted,

Karl Abrahamson

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