

HOUSE OF REPRESENTATIVES

EIGHTY-SEVENTH SESSION

H. F. No. 2354

02/20/2012 Authored by Sanders, LeMieur, Kieffer, Swedzinski and Smith

The bill was read for the first time and referred to the Committee on Commerce and Regulatory Reform

03/19/2012 Adoption of Report: Pass as Amended and Read Second Time

1.1 A bill for an act
1.2 relating to building codes; modifying plumbing code requirements related to
1.3 sump pumps and drain tiles; amending Minnesota Statutes 2011 Supplement,
1.4 section 326B.46, subdivision 1a.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2011 Supplement, section 326B.46, subdivision 1a,
1.7 is amended to read:

1.8 Subd. 1a. **Exemptions from licensing.** (a) An individual without a contractor
1.9 license may do plumbing work on the individual's residence in accordance with
1.10 subdivision 1, paragraph (a).

1.11 (b) An individual who is an employee working on the maintenance and repair of
1.12 plumbing equipment, apparatus, or facilities owned or leased by the individual's employer
1.13 and which is within the limits of property owned or leased, and operated or maintained by
1.14 the individual's employer, shall not be required to maintain a contractor license as long
1.15 as the employer has on file with the commissioner a current certificate of responsible
1.16 individual. The responsible individual must be a master plumber or, in an area of the
1.17 state that is not a city or town with a population of more than 5,000 according to the
1.18 last federal census, a restricted master plumber. The certificate must be signed by the
1.19 responsible individual and must state that the person signing the certificate is responsible
1.20 for ensuring that the maintenance and repair work performed by the employer's employees
1.21 complies with sections 326B.41 to 326B.49, all rules adopted under those sections and
1.22 sections 326B.50 to 326B.59, and all orders issued under section 326B.082. The employer
1.23 must pay a filing fee to file a certificate of responsible individual with the commissioner.
1.24 The certificate shall expire two years from the date of filing. In order to maintain a

2.1 current certificate of responsible individual, the employer must resubmit a certificate of
2.2 responsible individual, with a filing fee, no later than two years from the date of the
2.3 previous submittal. The filing of the certificate of responsible individual does not exempt
2.4 any employee of the employer from the requirements of this chapter regarding individual
2.5 licensing as a plumber or registration as a plumber's apprentice.

2.6 (c) If a contractor employs a licensed plumber, the licensed plumber does not need a
2.7 separate contractor license to perform plumbing work on behalf of the employer within
2.8 the scope of the licensed plumber's license.

2.9 (d) A person may perform and offer to perform building sewer or water service
2.10 installation without a contractor's license if the person is in compliance with the bond and
2.11 insurance requirements of subdivision 2.

2.12 (e) Waterproofing contractors licensed under sections 326B.801 to 326B.89, may
2.13 install in existing single-family dwellings a single sump pump which receives subsurface
2.14 or seepage water through a subsoil drain and discharge to grade. The Minnesota Plumbing
2.15 Code applies, including provisions for the proper installation, approved materials, and
2.16 proper support of the materials.