

7105.0050 CONTRACTOR CERTIFICATION.

Subpart 1. **Contractor certification requirements.** To obtain certification from the commissioner, an applicant for a contractor's certificate shall:

A. be, or have in its employ, a certified supervisor who will exercise responsible supervisory control over a given storage tank project and who will be physically present on site at the critical junctures in the tank project;

B. submit and maintain for the duration of the certification period documentation showing that it has comprehensive general liability insurance, surety bonds, or liquid company assets that, in combination, represent a value of not less than five times the value of the largest storage tank project contract performed by the contractor during the previous two years;

C. complete the application procedures in subpart 3 or 4; and

D. meet the standards of performance of part 7105.0070.

Subp. 2. **Disciplines of contractor certification.** A contractor may be certified in one or more of the following disciplines providing it employs supervisors that are certified in the disciplines for which the contractor seeks certification, as defined in part 7105.0010, subpart 13:

A. installation or repair; and

B. closure.

Subp. 3. **Application procedures for contractor certification.** To apply for certification as a certified contractor, the following information must be submitted to the agency on a form provided by the agency:

A. the full name, address, and telephone number of the firm;

B. any names held by the firm within the previous five years;

C. the discipline for which the applicant wishes certification;

D. the nature of the storage tank projects to be conducted;

E. a summary of the project history of the firm over the two-year period immediately preceding the application;

F. documentation that the contractor meets the financial responsibility requirements in subpart 1, item B;

G. identification of industry or government licenses held by the firm related to underground storage tanks;

H. the names of employees certified by the agency to perform and supervise storage tank projects, including identification of the specific disciplines for which they are certified, certification numbers, and expiration dates;

I. a statement signed and notarized by at least one active officer, partner, owner, or designated managerial representative of the contractor that certifies that:

(1) the person signing has obtained a copy of the applicable laws and rules pertaining to the regulation of underground storage tanks in the state, including the standards of performance in part 7105.0070;

(2) the person signing has read and understands the regulations in subitem (1) and will direct the employees and principals of the company to perform the storage tank projects rendered by the company in a manner that is consistent with their requirements; and

(3) on all storage tank projects a certified supervisor will exercise responsible supervisory control over the work and will be physically present on site at all critical junctures during the storage tank project; and

J. remittance of the contractor certification fee.

The application must be specific to one contractor, but may include a request to be certified in more than one discipline.

The commissioner must be notified in writing within 30 days of any change in status, including but not limited to a change in address, ownership, supervisor status, or loss of a contractor or supervisor certification.

Subp. 4. **Application procedures for contractor certification renewals and upgrades.** Certification renewals and upgrades must be applied for as outlined in subpart 3. In addition, a copy of the applicant's most recent contractor certificate must also accompany the application. Completed renewal applications should be submitted no later than 30 days before the expiration date.

Subp. 5. **Length of contractor certification.** Contractor certificates expire two years after the date of issuance.

Statutory Authority: *MS s 116.491; 116.497*

History: *14 SR 1718; 18 SR 1059*

Published Electronically: *October 2, 2007*