

# MAINE STATE LEGISLATURE

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90K  
R. of S.

L.D. 1710

(Filing No. S-513 )

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STATE OF MAINE  
SENATE  
114TH LEGISLATURE  
SECOND REGULAR SESSION

COMMITTEE AMENDMENT " A" to S.P. 615, L.D. 1710, Bill, "An Act Amending the Licensure Requirements for Plumbers"

Amend the bill by striking out everything after the enacting clause and before the statement of fact and inserting in its place the following:

Sec. 1. 32 MRSA §3301, sub-§2-A, as enacted by PL 1983, c. 468, §12, is amended to read:

2-A. Journeyman-in-training license. A "journeyman-in-training license" means that license issued to a person who is in the process of accumulating experience in order to qualify for a journeyman plumber's license, pursuant to section 3501, subsection 2, paragraph B, who has met the education requirements set forth in that paragraph and has achieved a passing grade, as determined by the board, on the journeyman's examination. A licensed journeyman-in-training may assist in making plumbing installations under the direct supervision of a journeyman plumber or a master plumber, but may not act ~~as, or represent-himself-as~~ profess to be, a journeyman plumber, as defined in subsection 3. A journeyman-in-training license ~~shall-be~~ is issued for a single nonrenewable period of 4 years, and such a license may be issued only once to any individual. ~~The-fee-for-a-journeyman-in-training-license-shall-be-\$8.~~

Sec. 2. 32 MRSA §3301, sub-§3, as amended by PL 1987, c. 597, §5, is further amended to read:

3. Journeyman plumber. "Journeyman plumber" shall-~~mean~~ means any person who customarily performs the work of installing plumbing and drainage under the employment and direction of a master plumber or, not being a master plumber, does plumbing repair work as a regular ~~part-time~~ part-time occupation. ~~The biennial-fee-for-a-journeyman-plumber's-license-shall-not-exceed \$75.~~

COMMITTEE AMENDMENT "A" to S.P. 615, L.D. 1710

2           **Sec. 3. 32 MRSA §3301, sub-§4**, as amended by PL 1987, c. 597,  
§6, is further amended to read:

4           **4. Limited license.** "Limited license" ~~shall-mean~~ means a  
6           limited plumber's license to install and service plumbing work  
related to a specific type of plumbing equipment or to specific  
8           plumbing installations ~~shall-be~~ and must be granted to any person  
who has passed a satisfactory examination before the board. It  
10           ~~shall~~ must specify the name of the person who ~~shall-be~~ is limited  
to engage in the occupation of installing and servicing the  
12           plumbing work related to the type of equipment or to specific  
plumbing installations only as authorized by the license. The  
14           ~~biennial-fee-for-a-limited-license-shall-not-exceed-\$75.~~

16           **Sec. 4. 32 MRSA §3301, sub-§5**, as amended by PL 1987, c. 597,  
§7, is further amended to read:

18           **5. Master plumber.** "Master plumber" means any person, firm  
or corporation, qualified under this chapter, engaging in, or  
20           about to engage in, the business of installing plumbing or  
plumbing systems. The license ~~shall~~ must specify the name of the  
22           person, firm or corporation to whom the license is issued and in  
the case of a firm or corporation the license ~~shall~~ must further  
24           specify the licensed master plumber in whose name it is issued,  
pursuant to the requirements of section 3507. ~~The-biennial-fee~~  
26           ~~for-a-master-plumber's-license-shall-not-exceed-\$150.~~

28           **Sec. 5. 32 MRSA §3301, sub-§6**, as amended by PL 1987, c. 597,  
§8, is further amended to read:

30           **6. Trainee plumber.** "Trainee plumber" means any person who  
32           is engaged in assisting in making plumbing installations under  
the direct supervision of a journeyman plumber or master plumber,  
34           whether for the purpose of learning the trade or otherwise. ~~The~~  
~~biennial-fee-for-a-trainee-plumber-license-shall-not-exceed-\$40.~~

36           **Sec. 6. 32 MRSA §3302, sub-§4** is enacted to read:

38           **4. Exemption.** A person who, prior to August 1, 1990, has  
40           registered with the board to qualify for a particular license may  
qualify for that license under the qualifications in effect at  
42           the time of registration.

44           **Sec. 7. 32 MRSA §3403-A, sub-§4**, as enacted by PL 1985, c.  
389, §19, is repealed and the following enacted in its place:

46           **4. Fees.** Licensure fees must be established by the board in  
48           amounts sufficient to cover all costs of licensure.

50           **Sec. 8. 32 MRSA §3501, sub-§2, ¶A**, as amended by PL 1987, c.  
597, §10, is repealed and the following enacted in its place:

52

COMMITTEE AMENDMENT "A" to S.P. 615, L.D. 1710

2 A. A minimum of 4 years with 8,000 hours of work in the  
3 field of plumbing installations as a trainee plumber under  
4 the employment and direct supervision of a master plumber,  
5 satisfactory completion of an approved 45-hour course of  
6 instruction on the current state plumbing code prior to  
7 taking the journeyman's examination, and a passing grade as  
8 determined by the board on the journeyman's examination;

9  
10 **Sec. 9. 32 MRSA §3501, sub-§2, ¶B,** as amended by PL 1989, c.  
11 443, §89, is repealed and the following enacted in its place:

12 B. A minimum of 4,000 hours of work in the field of  
13 plumbing installations as a journeyman-in-training under the  
14 employment and direct supervision of a master plumber,  
15 provided that the work experience is obtained within 4 years  
16 of the date on which the applicant was issued a  
17 journeyman-in-training license. A journeyman-in-training  
18 license must be issued upon sworn application for that  
19 license to any person who has satisfactorily completed one  
20 academic year of instruction and who has obtained a passing  
21 grade as determined by the board on the journeyman's  
22 examination; or

23  
24 **Sec. 10. 32 MRSA §3501, sub-§2, ¶C** is enacted to read:

25 C. A minimum of 8,000 hours as an apprentice in a program  
26 registered with the State Apprenticeship and Training  
27 Council, satisfactory completion of a minimum of an  
28 additional 576 hours of related classroom instruction and a  
29 passing grade as determined by the board on the journeyman's  
30 examination. Persons qualifying under this paragraph may  
31 take the journeyman's examination only after completion of  
32 the 576 hours of instruction and 8,000 hours in an approved  
33 program.

34  
35 **Sec. 11. 32 MRSA §3501, sub-§2-A, ¶A,** as amended by PL 1987,  
36 c. 597, §11, is further amended to read:

37  
38 A. A minimum of at least one year with 2,000 hours of work  
39 in the field of plumbing installations as a journeyman  
40 plumber ~~or a minimum of at least 4 years with 8,000 hours of~~  
41 ~~work in the field of plumbing installations as a trainee~~  
42 plumber under the employment and direct supervision of a  
43 master plumber, ~~or the equivalent;~~ and

44  
45 **Sec. 12. Study.** The Plumbers' Examining Board shall report to  
46 the Joint Standing Committee on Business Legislation by January  
47 1, 1991, with its recommendations for continuing education for  
48 plumbers and for amending licensure requirements to provide for  
49 continuing education.  
50

H. of S.

COMMITTEE AMENDMENT "A" to S.P. 615, L.D. 1710

Sec. 13. Allocation. The following funds are allocated from Other Special Revenue to carry out the purposes of this Act.

4		<b>1990-91</b>
6	<b>PROFESSIONAL AND FINANCIAL</b>	
8	<b>REGULATION. DEPARTMENT OF</b>	
	<b>Plumbers' Examining Board</b>	
10	Positions	(1)
12	Personal Services	\$31,584
	All Other	1,800
14	Capital Expenditures	10,000
16	<b>DEPARTMENT OF PROFESSIONAL</b>	
18	<b>AND FINANCIAL REGULATION</b>	
	<b>TOTAL</b>	<u>\$43,384</u>

**FISCAL NOTE**

This bill will have the following effect on revenues:

		1990-91
26	Other Special Revenue funds	\$75,000'

**STATEMENT OF FACT**

This amendment accomplishes the following:

- 34 1. Eliminates specific licensing fees and gives the Plumbers' Examining Board authority to set fees;
- 36 2. Requires that the board make a recommendation to the Legislature concerning continuing education;
- 40 3. Changes the 2 current ways of obtaining a journeyman license from 4,000 hours as a trainee to 8,000 hours plus a 45-hour course on the state plumbing code and from 2,000 hours as a trainee and one academic year to 4,000 hours and one academic year. It also adds a 3rd method of licensure requiring a trainee to complete an apprenticeship under a state-registered program plus 576 hours of classroom instruction;
- 48 4. Eliminates 8,000 hours as a trainee as a route to obtaining a master's license, leaving 2,000 hours as a journeyman as the only route to the master's license;

COMMITTEE AMENDMENT "A" to S.P. 615, L.D. 1710

2           5. Requires that all supervised training be under the  
direct supervision of the designated supervisor;

4           6. Indicates that the Department of Professional and  
6       Financial Regulation will employ a person to supervise the  
apprentice program. That person will be paid from funds  
generated from an increase in licensing fees; and  
8

7. Adds an allocation and a fiscal note.

Reported by the Majority for the Committee on Business  
Legislation. Reproduced and Distributed Pursuant to Senate  
Rule 12.  
(2/16/90) (Filing No. S-513)