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State of Minnesota  
HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH  
SESSION

HOUSE FILE NO. **754**

February 8, 2007

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

1.1 A bill for an act  
1.2 relating to occupations and professions; requiring licenses for plumbing work  
1.3 statewide; amending Minnesota Statutes 2006, section 326.40, subdivision 1;  
1.4 proposing coding for new law in Minnesota Statutes, chapter 326; repealing  
1.5 Minnesota Statutes 2006, section 326.45.

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

1.7 Section 1. Minnesota Statutes 2006, section 326.40, subdivision 1, is amended to read:

1.8 Subdivision 1. ~~License required; master and journeyman plumbers. In any city~~  
1.9 ~~now or hereafter having 5,000 or more population, according to the last federal census,~~  
1.10 ~~and having a system of waterworks or sewerage; (a) No person, firm, or corporation shall~~  
1.11 ~~engage in or work at the business of a master plumber or, restricted master plumber,~~  
1.12 ~~journeyman plumber, and restricted journeyman plumber unless licensed to do so by the~~  
1.13 ~~state commissioner of health labor and industry. A master plumber may also work as a~~  
1.14 ~~journeyman plumber, a restricted journeyman plumber, and a restricted master plumber.~~  
1.15 A journeyman plumber may also work as a restricted journeyman plumber. Anyone not  
1.16 so licensed may do plumbing work which complies with the provisions of the minimum  
1.17 standard prescribed by the state commissioner of ~~health~~ labor and industry on premises or  
1.18 that part of premises owned and actually occupied by the worker as a residence, unless  
1.19 otherwise forbidden to do so by a local ordinance.

1.20 ~~In any such city~~ (b) No person, firm, or corporation shall engage in the business of  
1.21 installing plumbing nor install plumbing in connection with the dealing in and selling  
1.22 of plumbing material and supplies unless at all times a licensed master plumber, or in  
1.23 cities and towns with a population of fewer than 5,000 according to the federal census a  
1.24 restricted master plumber, who shall be responsible for proper installation, is in charge  
1.25 of the plumbing work of the person, firm, or corporation.

2.1 The Department of ~~Health~~ Labor and Industry shall prescribe rules, not inconsistent  
2.2 herewith, for the examination and licensing of plumbers.

2.3 **Sec. 2. [326.402] RESTRICTED PLUMBER LICENSE.**

2.4 Subdivision 1. **Licensure.** (a) The commissioner shall grant a restricted journeyman  
2.5 plumber license to any person who applies to the commissioner and provides evidence  
2.6 of having at least two years of practical plumbing experience in the plumbing trade  
2.7 preceding application for licensure.

2.8 (b) The commissioner shall grant a restricted master plumbing license to any person  
2.9 who applies to the commissioner and provides evidence of having at least four years of  
2.10 practical plumbing experience in the plumbing trade prior to application for licensure.

2.11 Subd. 2. **Use of license.** A restricted master plumber and restricted journeyman  
2.12 plumber may engage in the plumbing trade only in cities and towns with a population of  
2.13 fewer than 5,000 according to the federal census.

2.14 Subd. 3. **Application period.** Applications for restricted master plumber and  
2.15 restricted journeyman plumber licenses must be submitted to the commissioner prior  
2.16 to January 1, 2008.

2.17 Subd. 4. **Renewal; use period for license.** A restricted master plumber and  
2.18 restricted journeyman plumber license must be renewed annually for as long as that  
2.19 licensee engages in the plumbing trade. Failure to renew a restricted master plumber and  
2.20 restricted journeyman plumber license within 12 months after the expiration date will  
2.21 result in permanent forfeiture of the restricted master plumber and restricted journeyman  
2.22 plumber license.

2.23 Subd. 5. **Prohibition of transference.** A restricted master plumber and restricted  
2.24 journeyman plumber license may not be transferred or sold to any other person.

2.25 Subd. 6. **Bond; insurance.** A restricted master plumber licensee is subject to the  
2.26 bond and insurance requirements of section 326.40, subdivision 2.

2.27 Subd. 7. **Fee.** The commissioner shall determine the annual fee for the restricted  
2.28 master plumber and restricted journeyman plumber licenses.

2.29 **Sec. 3. REPEALER.**

2.30 Minnesota Statutes 2006, section 326.45, is repealed.