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State of Minnesota  
**HOUSE OF REPRESENTATIVES**

EIGHTY-EIGHTH SESSION

**H. F. No. 2889**

03/10/2014 Authored by Anzelc; Fabian; Nornes; Ward, J.E.; Radinovich and others

The bill was read for the first time and referred to the Committee on Jobs and Economic Development Finance and Policy

03/12/2014 By motion, recalled and re-referred to the Committee on Commerce and Consumer Protection Finance and Policy

03/20/2014 Adoption of Report: Re-referred to the Committee on Jobs and Economic Development Finance and Policy

1.1 A bill for an act  
1.2 relating to plumbing; exempting certain resorts from restricted plumbing  
1.3 licensure; amending Minnesota Statutes 2012, section 326B.46, subdivision 1a.

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

1.5 Section 1. Minnesota Statutes 2012, section 326B.46, subdivision 1a, is amended to  
1.6 read:

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

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

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

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

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

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

2.16 (f) A person may perform plumbing work without a restricted plumbing contractor's  
2.17 license if the person is performing the work at a resort that:

2.18 (1) is classified either class 1c or class 4c property under section 273.13; and

2.19 (2) licensed by the Department of Health under section 157.16.