

## MINUTES

### UTAH PLUMBER'S LICENSING BOARD MEETING

June 2, 2010

Room 474 09:00 A.M.  
Heber Wells Building  
160 East 300 South  
Salt Lake City, Utah

**CONVENED** 09:01 A.M.

**ADJOURNED** 12:02 A.M.

**BUREAU STAFF**  
Mark Steinagel, *Division Director*  
Dennis Meservy, *Bureau Manager*  
Yvonne King, *Board Secretary*  
Wayne Holman, *Chief Investigator*  
Dan S. Jones, *Bureau 4 Manager*  
Susan Higgs, *Compliance*  
Robyn Barkdull, *Continuing Education Coordinator*

**BOARD MEMBERS PRESENT**  
David Told, *Chair*  
David Halverson  
Ed Gongaware  
Travis Dalley  
Sean Conlon

**VISITORS**  
Curtis Barnett, *Salt Lake Community College*  
Robert Bergman, *Utah Mechanical Contractors*  
Jason Chipman, *Applicant*  
Kent Chipman, *Chipman Plumbing*  
Trina Hansen, *Ogden/Weber Applied Tech College*  
Scott Jenkins, *G. W.*  
Kody Killian, *Pantry's Plumbing Services*  
Dave Lovell, *Lovell Co*  
Jeff Pedersen, *Utah Plumbing & Heating Contractors*  
Greg Pierce, *Lovell Co*  
Will Pierce, *Davis Applied Tech College*  
Ralph Pond, *Pond's Plumbing*  
Clay Smith, *G & S Sales*  
Jerry Taylor, *Utah Plumbing & Heating Contractors*

**MINUTES**  
Ed Gongaware made a motion to approve the May 2010 board meeting minutes as written. Travis Dalley seconded the motion and all members voted in favor.

## **NOMINATIONS FOR CHAIR**

Gongaware made a motion to nominate and have David Told continue as board chair. Dalley seconded the motion and all members voted in favor.

## **COMPLIANCE**

Susan Higgs indicated that seven out of the fifteen licensees were out of compliance with the terms of their probation. This noncompliance for the most part was due to failure to turn in an employer report.

## **ADMINISTRATIVE RULE**

The board due to recent changes in the Construction Trade Licensing Act is required to define by rule minor plumbing work that is incidental. The board in their previous meeting discussed the following language: "Minor repair, not replacement, of plumbing appliances and fixtures inside the finished occupied space." Scott Jenkins, a senator with the state legislator, expressed concern about the rule language being too restrictive.

Other discussion involved the difficulty and expense of getting a plumbing contractor in rural areas to install a water heater. There, however, when it came to water heaters was a concern in regards to public safety. Water heaters, due to changing technology that requires venting changes, needed to be installed by licensed plumbing contractors. The public needed to be educated in regards to these changes and it was suggested the proposed rule be less restrictive by including specific exclusions of water heaters that require special installation requirements. Mark Steinagel said that safety was the main concern, but the rule could not go against the statute.

## **Continuing Education**

The state legislature recently passed a continuing education requirement of twelve hours for plumbers. The board has been working on a rule to define the continuing education requirement. Robyn Barkdull, in an effort to have the continuing education requirements established prior to this years renewal notices being sent out, discussed with the board suggested rule language.

The board discussed defining "core" continuing education as codes that pertain to the plumbing trade that included: Americans with Disability Act, International Building, Mechanical and Plumbing Codes, Utah Building Code Amendments, National Fire Protection Association 13D and 54 and waste water treatment.

The board discussed defining "Professional" continuing education as trade related courses that would include energy conservation, management training, new technology, plan reading, lien laws, and the Utah construction registry.

David Halverson made a motion to allow a minimum of eight hours of core education and four hours of professional education. However, all twelve hours of the continuing education could be in core. Dalley seconded the motion and all members voted in favor.

## **INVESTIGATIONS**

Dan S. Jones indicated that for contractors financial responsibility and continuing education were the major issues that were handled during the past month.

## **PSI / SCHOOL COMPETENCY EXAMS**

Examination score results from PSI, the state testing provider were reviewed. Also, reviewed were the school competency examination's score results from Davis Applied Tech College, Dixie Applied Tech College, Mountainland Applied Tech College, Salt Lake Community College, and Utah Valley University.

## **DISCIPLINARY/APPLICATION REVIEW**

Out of state applications and/or applications with special concerns were reviewed.

Jason Chipman

Jason Chipman appeared before the board. He was also accompanied by his father and employer Kent Chipman.

Told, due to being competitors with Chipman Plumbing, stepped down as the board chair and was replaced by Gongaware. Told was not involved in the discussion nor did he vote on the motion that followed the discussion.

After a discussion and review of Jason's criminal history, Halverson made a motion to deny Jason Chipman's application for licensure as an apprentice plumber. Dalley seconded the motion. Told abstained and did not vote. However, the other board members voted in favor of the motion and the motion carried. It was mentioned that Jason, if he stayed compliant as it applied to his criminal conduct, may want to consider reapplying for licensure in a year.

## **RESCHEDULED MEETING**

The July meeting was cancelled by the board. The next board meeting will be in August.

**All business concluded meeting adjourned.**

*Note: This report is not intended to be a verbatim transcript, but is intended to record the significant features of what was discussed in the meeting. Discussed items are not necessarily arranged in chronological order.*

(ss) Dave Told \_\_\_\_\_ Date: August 4, 2010  
Board Chair, David Told

(ss) Dennis Meservy \_\_\_\_\_ Date: August 4, 2010  
Bureau Manager, Dennis Meservy