

Sixty-fifth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1114

Introduced by

Industry, Business and Labor Committee

(At the request of the State Plumbing Board)

1 A BILL for an Act to amend and reenact sections 43-18-13, 43-18-17, 43-18-21, 43-18.2-03,
2 43-18.2-04, 43-18.2-08, and 43-18.2-09 of the North Dakota Century Code, relating to license
3 fees for plumbers and sewer and water installers.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1. AMENDMENT.** Section 43-18-13 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **43-18-13. License - How obtained - Fee.**

8 1. Any person qualified under the rules of the board who desires to take the examination
9 to become a registered and licensed plumber shall make application to the board
10 therefor and pay to the treasurer of the board the licensing and examination fee.~~Such~~

11 ~~Such fees.~~

12 a. ~~The licensing fee may not exceed~~is two hundred twenty-five dollars for a master
13 plumber's certificate and license and one hundred twenty-five dollars for a
14 journeyman plumber's certificate and license.

15 b. ~~The examination fee is forty-five dollars for a master plumber's examination or~~
16 thirty-five dollars for a journeyman's examination if the examination is provided by
17 the board. If the examination is provided by a third-party provider, the applicant is
18 responsible for paying the charges made by that provider instead of paying an
19 examination fee to the treasurer of the board.

20 2. The board, when the condition of its fund permits and when in its judgment it is
21 deemed advisable, temporarily may reduce the amount of the licensing, late, or
22 examination fees by motion, but it may not increase the same above the amount
23 specified in this section. Any such change must be adopted by the board to take effect
24 on the first day of January following its action and must apply to all licensing, late, or

1 examination fees in the classes specified in the ruling. ~~The applicant shall appear at~~
2 ~~the next regular meeting of the board for examination of applicants. The board may~~
3 ~~return the fees to the amounts in effect before the reduction through motion, but any~~
4 ~~further increase must be through rule.~~

5 3. If upon examination the applicant is found by the board to be qualified as a master
6 plumber or journeyman plumber, or both, it shall issue to the applicant a certificate of
7 registration and license which entitles the applicant to do the work and be a plumber
8 as specified in the license. ~~If the applicant is not found to be qualified, the applicant~~
9 ~~may reapply, including payment of additional examination fees.~~

10 4. A master plumber's and journeyman plumber's license may be issued to one and the
11 same ~~person~~individual, and the holder of a master plumber's license may be granted a
12 journeyman plumber's license without the payment of the journeyman's fee. All
13 certificates and licenses must be numbered consecutively and may not be
14 transferable, and ~~no person~~an individual may not work under the license issued to
15 another ~~person~~individual. ~~Should a person fail~~If an applicant fails upon examination to
16 qualify as a master or journeyman plumber, ~~such person has the right to~~the applicant
17 may review the examination to determine the reasons for failure and ~~has the right~~
18 ~~to~~may appeal to the board.

19 **SECTION 2. AMENDMENT.** Section 43-18-17 of the North Dakota Century Code is
20 amended and reenacted as follows:

21 **43-18-17. Renewal of license - Fee.**

22 1. A certificate and license issued under the provisions of this chapter is valid for only
23 one year and expires on the thirty-first day of December of the year in which it was
24 issued. The certificate must be renewed by the board upon application made within
25 thirty days after the expiration thereof and on the payment of a sum ~~not to exceed of~~
26 two hundred twenty-five dollars for a master plumber's certificate and license, and the
27 sum of one hundred twenty-five dollars for a journeyman plumber's certificate and
28 license.

29 2. The board, when the condition of its fund permits and when in its judgment it is
30 deemed advisable, temporarily may reduce the amount of the renewal or late fees by
31 motion, but it may not increase the same above the amount specified in this section.

1 Any such change must be adopted by the board to take effect on the first day of
2 January following its action and applies to all renewals in the classes specified in the
3 ruling. The board may return the fees to the amounts in effect before the reduction
4 through motion, but any further increase must be through rule.

5 3. The board may charge a late fee for a master plumber of forty-five dollars. The board
6 may charge a late fee for a journeyman plumber of thirty-five dollars. Payment of a late
7 fee is not a defense to a disciplinary action or criminal action for practicing without a
8 license.

9 **SECTION 3. AMENDMENT.** Section 43-18-21 of the North Dakota Century Code is
10 amended and reenacted as follows:

11 **43-18-21. Apprenticeship.**

12 Every apprentice plumber shall, within thirty days after beginning apprenticeship, register
13 with the state plumbing board on a registration application form which will be supplied by the
14 board, showing date of beginning apprenticeship, age, schooling, previous experience,
15 employer, and such other information as the board may require, except that a person who is
16 working in a school-work program need not register. A registration certificate issued under the
17 provisions of this section shall be valid for only one year and shall expire on the thirty-first day of
18 December of the year in which it was issued. The certificate shall be renewed by the board
19 upon application made within thirty days after the expiration thereof and on payment of the sum
20 ~~set by the board, but not to exceed twenty~~ forty dollars for the first year, ~~thirty~~ fifty dollars for the
21 second year, ~~forty~~ sixty dollars for the third year, and ~~fifty~~ seventy dollars for the fourth year of
22 apprenticeship. The fee, including a late fee, after a four-year term of apprenticeship is the
23 same as the fee applicable fees for a journeyman plumber. Payment of a late fee is not a
24 defense to a disciplinary action or criminal action for practicing without a license. This certificate
25 of registration shall be the license required to be employed as a plumber's apprentice in this
26 state.

27 **SECTION 4. AMENDMENT.** Section 43-18.2-03 of the North Dakota Century Code is
28 amended and reenacted as follows:

29 **43-18.2-03. Licenses.**

30 1. No ~~A~~ person, firm, corporation, or limited liability company, except plumbers holding
31 valid licenses under chapter 43-18, may not engage in the business of sewer and

1 water contractor or sewer and water installer unless registered and licensed by the
2 board to do so. This license allows the licensee to do plumbing necessary for sewer
3 and water installation.

4 2. An individual with a sewer and water contractor's license shall pay a license fee of two
5 hundred dollars, and an individual with a sewer and water installer's license shall pay
6 a license fee of one hundred twenty-five dollars.

7 **SECTION 5. AMENDMENT.** Section 43-18.2-04 of the North Dakota Century Code is
8 amended and reenacted as follows:

9 **43-18.2-04. Sewer and water installer apprentice license.**

10 All applicants for a building sewer and water installer apprentice license shall complete an
11 application identifying the ~~building sewer and water installer~~contractor under whose supervision
12 the applicant is working. The license ~~is without charge for two years and~~ must be renewed
13 annually.

14 **SECTION 6. AMENDMENT.** Section 43-18.2-08 of the North Dakota Century Code is
15 amended and reenacted as follows:

16 **43-18.2-08. Examination fees.**

17 An applicant for a sewer and water contractor's license shall pay an examination fee of ~~one~~
18 ~~hundred~~forty-five dollars, and an applicant for a building sewer and water installer's license shall
19 pay an examination fee of ~~twenty-five~~thirty-five dollars before taking the examination for the first
20 time. The re-examination fee is ~~fifty~~forty-five dollars for a sewer and water contractor's
21 ~~license~~examination and ~~ten~~thirty-five dollars for a sewer and water installer's ~~license~~. ~~No~~
22 ~~additional fee may be charged for the first year of licensure~~examination. No applicant may be
23 examined for the same license more often than every three months.

24 **SECTION 7. AMENDMENT.** Section 43-18.2-09 of the North Dakota Century Code is
25 amended and reenacted as follows:

26 **43-18.2-09. License renewal fees.**

27 1. The license renewal fee for a sewer and water contractor after the first year of
28 licensure ~~may not exceed one~~is two hundred dollars per year, and the license renewal
29 fee for a sewer and water installer after the first year of licensure ~~may not exceed~~is
30 one hundred twenty-five dollars per year. The license renewal fee for a sewer and
31 water installer apprentice ~~after the first two years of licensure is~~ twenty-five~~with less~~

1 than three thousand four hundred hours experience is one hundred dollars. The
2 license renewal fee for a sewer and water installer apprentice with three thousand four
3 hundred or more hours experience is one hundred twenty-five dollars.
4 2. The board may charge a late fee for a sewer and water contractor of forty-five dollars.
5 The board may charge a late fee for a sewer and water installer of thirty-five dollars.
6 The board may charge a late fee of thirty-five dollars for a sewer and water installer
7 apprentice with three thousand four hundred or more hours experience. Payment of a
8 late fee is not a defense to a disciplinary action or criminal action for practicing without
9 a license.