



State of Wisconsin \ Department of Commerce

RULES in FINAL DRAFT FORM

Rule No.: Chapter Comm 5

Relating to: Licenses, Certifications and Registrations

Clearinghouse Rule No.: 03-075

The Department of Commerce proposes an order to repeal ss. Comm 5.08 (1) (b) 2., Comm 5.20 (2) (c), Comm 5.30, and Comm 5.67 (6) (b);

to renumber ss. Comm 5.08 (1) (b) 3. and 4., Comm 5.31 (4), Comm 5.41 (3), Comm 5.42 (4), Comm 5.43 (5), Comm 5.51 (5), Comm 5.61 (4), Comm 5.66 (4), Comm 5.70 (4), Comm 5.71 (6), and Comm 5.92 (6);

to amend ss. Comm 5.02 (1) (a), Comm 5.02 Table 5.02, Comm 5.06 (2), Comm 5.06 Table 5.06, Comm 5.20 (6) (c), Comm 5.32, Comm 5.34 (3) (a), Comm 5.35 (5) (a), Comm 5.44 (6) (b) 3., Comm 5.61 (3), Comm 5.62 (1), Comm 5.63 (1) (a), Comm 5.63 (1) (b) 2. and 4., Comm 5.63 (3), Comm 5.66 (1), Comm 5.66 (3), Comm 5.72 (3), Comm 5.90 (1) (b) 1. a. to c., Comm 5.91 (3) (a), Comm 5.92 (3), and Comm 5.99 (3) (intro.);

to repeal and recreate ss. Comm 5.07 (2) (c), Comm 5.08 (1) (e) 2. b., Comm 5.33 (7) (b) 1., Comm 5.36 (4) (b) 1., Comm 5.43 (6) (b) 1., Comm 5.44 (6) (b) 1., Comm 5.61 (6) (b) 1., Comm 5.62 (5) (b), Comm 5.62 (7) (b) 1., Comm 5.63 (4), Comm 5.63 (6) (b) 1., Comm 5.64 (6) (c) 1., Comm 5.66 (6) (b) 1., and Comm 5.94 (3);

and to create ss. Comm 5.004, Comm 5.01 (4), Comm 5.31 (4) (b) and (c), Comm 5.41 (3) (b), Comm 5.42 (4), Comm 5.43 (5), Comm 5.51 (5) (b), Comm 5.61 (4) (b), Comm 5.61 (6) (b) 3., Comm 5.625, Comm 5.63 (6) (b) 3., Comm 5.66 (4) (b), Comm 5.70 (4), Comm 5.71 (6), Comm 5.90 (1) (b) 1. d., Comm 5.90 (4), Comm 5.91 (6) (c) and (d), and Comm 5.92 (6) (b) and (c), relating to licenses, certifications and registrations.

Analysis of Proposed Rules

Statutory authority: Chapters 101 and 145, and section 167.10 (6m), Stats.
Statutes interpreted: Chapters 101 and 145, and section 167.10 (6m), Stats.

Chapter Comm 5 of the Wisconsin Administrative Code contains the Department’s rules for the issuance and renewal of numerous credentials which businesses and individuals are either mandated or permitted to obtain. These credentials are licenses, certifications and registrations that relate to activities associated with the construction and inspection of buildings and structures or specific components and elements that serve buildings and structures.

The proposed rules consist of various revisions in chapter Comm 5 in order to address current administrative and enforcement issues, and to propose new approaches relating to the application, issuance and renewal of credentials. The following is a summary of the major changes being proposed.

1. New rules are added to incorporate the latest American Welding Society standards by which to conduct welding procedure certifications. The Attorney General and the Revisor of Statutes have given consent to the incorporation.

2. A new rule is added to clarify that certain businesses having multiple locations covered by one federal identification number need not obtain a separate credential for each location.

3. Except for credential terms that are statutorily specified and for those credentials administered by the Division of Environmental and Regulatory Services, credential terms are changed to 4 years. The respective credential fees and any required continuing education hours are adjusted accordingly.

4. A flexible re-instatement criteria is established for those individuals who let their credentials lapse more than one term.

5. The requirement to submit requests for continuing education course approval at least 30 days prior to conducting the course is eliminated.

6. The criminal background check procedure for blasters is revised and the fee adjusted to reflect the Department's cost for the new procedure.

7. The boiler repairer registration is eliminated, as this was phased out in 2000.

8. The title of the manufactured home/mobile home seller license is changed to a manufactured home manufacturer license.

9. New responsibility rules are added to inform dwelling contractors, electrical contractors, master electricians, fire sprinkler contractors, HVAC contractors, HVAC qualifiers and master plumbers that construction and/or installation may not commence until required Uniform Dwelling Code (UDC) building permits or sanitary permits are issued.

10. New rules are added to allow persons to obtain certification as a commercial building inspector without examination if they hold certain certifications issued by the International Code Council or are a registered architect or engineer.

11. New rules are added to allow persons to obtain certification as a commercial electrical inspector without examination if they hold certain certifications issued by the International Code Council or issued under the International Association of Electrical Inspectors/National Fire Protection Association (IAEI/NFPA) certification program.

12. New rules are added requiring certification of inspectors or supervisors responsible for inspection of plumbing installations within cities of the first, second and third class. The rules allow master and journeyman plumbers to be certified as commercial plumbing inspectors without examination.

13. New rules are added to allow persons certified as commercial electrical inspectors or commercial plumbing inspectors to conduct respective inspections of one- and 2-family dwellings.

14. New rules are added to allow persons to obtain certification as a UDC-construction inspector without examination if they hold a certification as a commercial building inspector.

15. New rules are added to allow persons to obtain certification as a UDC-electrical inspector without examination if they hold a certification as a journeyman electrician or as a certified electrical inspector-residential issued under the IAEI/NFPA certification program.

16. New rules are added to allow persons to obtain certification as a UDC-HVAC inspector without examination if they hold a certification as an HVAC qualifier or as a commercial building inspector.

17. New rules are added to allow persons to obtain certification as a POWTS inspector without examination if they hold a license as a master plumber, journeyman plumber, master plumber-restricted service, or journeyman plumber-restricted service.

18. The continuing education requirements for rental weatherization inspectors are eliminated.

19. A new rule is added to expand the scope of activities that a restricted service plumber licensee may perform related to connection of a manufactured/mobile home.

20. New rules are added to specify the process for applying for a plumber's license for a person who holds a license from or has practical experience in another state.

21. The requirements for the specific educational course work as a qualification to write the journeyman plumber-restricted exams are clarified.

22. The number of hours of course work a person must have completed before applying for a cross connection control device registration is increased from 32 to 40.

SECTION 1. Comm 5.004 is created to read:

Comm 5.004 Incorporation of standards by reference. The following standards of the American Welding Society are hereby incorporated by reference into this chapter:

- (1) D1.1-02, Structural Welding Code - Steel.
- (2) D1.3-98, Structural Welding Code - Sheet Steel.

Note: Copies of the American Welding Society (AWS) standards can be purchased from Global Engineering Documents, 15 Inverness Way East, Englewood, CO 80112-5776, telephone 800-854-7179, or through the AWS web site at www.aws.org/.

Note: Copies of standards incorporated by reference are on file in the offices of the department, the secretary of state, and the revisor of statutes.

SECTION 2. Comm 5.01 (4) is created to read:

Comm 5.01 (4) A business having multiple locations covered under one federal employer identification number applying for any of the following licenses, certifications or registrations need not obtain a separate license, certification or registration for each location:

- (a) Dwelling contractor financial responsibility.
- (b) Electrical contractor.
- (c) UDC inspection agency.
- (d) HVAC contractor.
- (e) PECFA consulting firm.
- (f) Tank specialty firm.

SECTION 3. Comm 5.02 (1) (a) is amended to read:

Comm 5.02 Fees. (1) (a) Fees required for the various licenses, certifications or registrations and their processing under this chapter shall be determined in accordance with Table 5.02, except as provided in par. (b) ~~and ss. Comm 5.61 (6) (b), 5.62 (7) (b), 5.63 (6) (b), 5.66 (6) (b) and 5.67 (6) (b).~~

SECTION 4. Comm 5.02 Table 5.02 is amended to read:

**Table 5.02
FEES**

	License, Certification or Registration Category	Type	Application Fee	Examination Fee	License, Certification or Registration Fee
	Subchapter II				
1.	Class 1 Blaster	License	none	\$30	\$45 <u>\$100</u>
2.	Class 2 Blaster	License	none	\$30	\$45 <u>\$100</u>
3.	Class 3 Blaster	License	none	\$30	\$45 <u>\$100</u>
4.	Class 4 Blaster	License	none	\$30	\$45 <u>\$100</u>
5.	Class 5 Blaster	License	none	\$30	\$45 <u>\$100</u>
6.	Class 6 Blaster	License	none	\$30	\$45 <u>\$100</u>
7.	Class 7 Blaster	License	none	\$30	\$45 <u>\$100</u>
8.	Fireworks Manufacturer	License	none	NA	\$50 <u>\$70</u>
	Subchapter III				
9.	Boiler Repairer	Registration	none	NA	\$60
10. <u>9.</u>	Dwelling Contractor Financial Responsibility	Certification	\$10	NA	\$30
11. <u>10.</u>	Dwelling Contractor Financial Responsibility-Restricted	Certification	\$10	NA	\$30
12. <u>11.</u>	Manufactured Home/Mobile Home Seller/Manufacturer	License	\$10	NA	\$450 <u>\$900</u>
13. <u>12.</u>	Soil Tester	Certification	\$25	\$50	\$120 <u>\$240</u>
14. <u>13.</u>	Welder	Registration	none	NA	\$25 <u>\$35</u>
15. <u>14.</u>	Weld Test Conductor-Physical	Certification	none	\$20	\$60 <u>\$80</u>
16. <u>15.</u>	Weld Test Conductor-Radiographic	Certification	none	\$20	\$60 <u>\$80</u>
17. <u>16.</u>	POWTS Maintainer	Registration	\$10	NA	\$30 <u>\$60</u>
	Subchapter IV				
18. <u>17.</u>	Electrical Contractor	Certification	\$35	NA	\$150 <u>\$200</u>
19. <u>18.</u>	Electrical Contractor-Restricted	Certification	\$35	NA	\$150 <u>\$200</u>
20. <u>19.</u>	Master Electrician	Certification	\$35	\$30	\$150 <u>\$200</u>
21. <u>20.</u>	Journeyman Electrician	Certification	\$35	\$30	\$75 <u>\$100</u>
22. <u>21.</u>	Beginner Electrician	Certification	\$35	NA	\$60 <u>\$80</u>
	Subchapter V				
23. <u>22.</u>	Automatic Fire Sprinkler Contractor	License	\$25	\$100	\$1000
24. <u>23.</u>	Journeyman Automatic Fire Sprinkler Fitter	License	\$10	\$20	\$90
25. <u>24.</u>	Automatic Fire Sprinkler System Apprentice	Registration	none	NA	\$15
26. <u>25.</u>	Automatic Fire Sprinkler Contractor-Maintenance	Registration	\$25	\$50	\$200
27. <u>26.</u>	Automatic Fire Sprinkler Fitter-Maintenance	Registration	\$10	NA	\$30
28. <u>27.</u>	Automatic Fire Sprinkler System Tester	Registration	\$10	\$20	\$90 <u>\$180</u>
	Subchapter VI				
29. <u>28.</u>	Boiler-Pressure Vessel Inspector	Certification	none	NA	\$60 <u>\$120</u>
30. <u>29.</u>	In-Service Field Inspector	Certification	none	NA	\$60 <u>\$120</u>
31. <u>30.</u>	Commercial Building Inspector	Certification	\$10	\$20	\$15 <u>\$30</u>
32. <u>31.</u>	Commercial Electrical Inspector	Certification	\$10	\$20	\$15 <u>\$30</u>
<u>32.</u>	Commercial Plumbing Inspector	Certification	<u>\$10</u>	<u>\$20</u>	<u>\$30</u>
33.	UDC-Construction Inspector	Certification	\$10	\$20	\$15 <u>\$30</u>
34.	UDC-Electrical Inspector	Certification	\$10	\$20	\$15 <u>\$30</u>
35.	UDC-HVAC Inspector	Certification	\$10	\$20	\$15 <u>\$30</u>
36.	UDC-Plumbing Inspector	Certification	\$10	\$20	\$15 <u>\$30</u>
37.	UDC Inspection Agency	Registration	\$10	NA	\$15 <u>\$30</u>
38.	Soil Erosion Inspector	Certification	\$10	NA	\$15 <u>\$30</u>
39.	Elevator Inspector	Certification	none	\$45	\$60 <u>\$120</u>
40.	POWTS Inspector	Certification	\$10	\$20	\$15 <u>\$30</u>
41.	Rental Weatherization Inspector	Certification	\$10	\$20	\$15 <u>\$30</u>
42.	Tank System Inspector	Certification	\$20	\$15	\$50
	Subchapter VII				
43.	HVAC Contractor	Registration	\$10	NA	\$50 <u>\$100</u>
44.	HVAC Qualifier	Certification	\$10	\$20	\$30 <u>\$60</u>

45.	Refrigerant Handling Technician	Certification	none	NA	\$15 \$20
	Subchapter VIII				
46.	PECFA Consulting Firm	Registration	\$20	NA	\$50
47.	PECFA Consultant	Registration	\$20	NA	\$50
48.	Tank Specialty Firm	Registration	\$20	NA	\$50
49.	Site Assessor	Certification	\$20	\$15	\$50
50.	Aboveground Tank System Installer	Certification	\$20	\$15	\$50
51.	Underground Tank System Installer	Certification	\$20	\$15	\$50
52.	Tank System Liner	Certification	\$20	\$15	\$50
53.	Tank System Remover-Cleaner	Certification	\$20	\$15	\$50
54.	Tank System Tightness Tester	Certification	\$20	NA	\$50
	Subchapter IX				
55.	Master Plumber	License	\$20	\$30	\$250
56.	Master Plumber-Restricted Service	License	\$20	\$30	\$250
57.	Master Plumber-Restricted Appliance	License	\$20	\$30	\$250
58.	Journeyman Plumber	License	\$10	\$20	\$90
59.	Journeyman Plumber-Restricted Service	License	\$10	\$20	\$90
60.	Journeyman Plumber-Restricted Appliance	License	\$10	\$20	\$90
61.	Plumbing Apprentice	Registration	none	NA	\$15
62.	Plumbing Learner-Restricted Appliance	Registration	none	NA	\$15
63.	Plumbing Learner-Restricted Service	Registration	none	NA	\$15
64.	Utility Contractor	Registration	\$10	\$30	\$250
65.	Pipelaye	Registration	\$10	NA	\$90
66.	Cross Connection Control Tester	Registration	\$10	NA	\$90
NA means Not Applicable.					

SECTION 5. Comm 5.06 (2) is amended to read:

Comm 5.06 (2) A license, certification or registration issued under this chapter shall expire at midnight on the day or date of expiration of the term specified in Table 5.06.

SECTION 6. Comm 5.06 Table 5.06 is amended to read:

	License, Certification or Registration Category	Term	Expiration Date	Continuing Education Cycle
	Subchapter II			
1.	Class 1 Blaster	2 4 years	Date of Issuance	NA
2.	Class 2 Blaster	2 4 years	Date of Issuance	NA
3.	Class 3 Blaster	2 4 years	Date of Issuance	NA
4.	Class 4 Blaster	2 4 years	Date of Issuance	NA
5.	Class 5 Blaster	2 4 years	Date of Issuance	NA
6.	Class 6 Blaster	2 4 years	Date of Issuance	NA
7.	Class 7 Blaster	2 4 years	Date of Issuance	NA
8.	Fireworks Manufacturer	3 4 years	Date of Issuance	NA
	Subchapter III			
9.	Boiler Repairer	3 years	Date of Issuance	NA
10. <u>9.</u>	Dwelling Contractor Financial Responsibility	1 year	Date of Issuance	NA
11. <u>10.</u>	Dwelling Contractor Financial Responsibility - Restricted	1 year	Date of Issuance	NA
12. <u>11.</u>	Manufactured Home/ Mobile Home Seller Manufacturer	2 4 years	December 31	NA
13. <u>12.</u>	Soil Tester	2 4 years	June 30	March 30
14. <u>13.</u>	Welder	3 4 years	Date of Issuance	NA
15. <u>14.</u>	Weld Test Conductor-Physical	3 4 years	Date of Issuance	NA
16. <u>15.</u>	Weld Test Conductor-Radiographic	3 4 years	Date of Issuance	NA
17. <u>16.</u>	POWTS Maintainer	2 4 years	Date of Issuance	3 Months Prior to Date

				of Issuance Expiration
	Subchapter IV			
18. 17.	Electrical Contractor	3 4 years	June 30	NA
19. 18.	Electrical Contractor-Restricted	3 4 years	June 30	NA
20. 19.	Master Electrician	3 4 years	June 30	March 30
21. 20.	Journeyman Electrician	3 4 years	June 30	March 30
22. 21.	Beginning Electrician	3 4 years	June 30	NA
	Subchapter V			
23. 22.	Automatic Fire Sprinkler Contractor	2 years	June 30	March 30
24. 23.	Journeyman Automatic Fire Sprinkler Fitter	2 years	June 30	March 30
25. 24.	Automatic Fire Sprinkler System Apprentice	1 year	Date of Issuance	NA
26. 25.	Automatic Fire Sprinkler Contractor-Maintenance	2 years	June 30	March 30
27. 26.	Automatic Fire Sprinkler Fitter-Maintenance	2 years	June 30	NA
28. 27.	Automatic Fire Sprinkler System Tester	2 4 years	Date of Issuance	NA
	Subchapter VI			
29. 28.	Boiler-Pressure Vessel Inspector	2 4 years	December 31	NA
30. 29.	In-Service Field Inspector	2 4 years	December 31	NA
31. 30.	Commercial Building Inspector	2 4 years	June 30	March 30
32. 31.	Commercial Electrical Inspector	2 4 years	June 30	March 30
32.	Commercial Plumbing Inspector	4 years	June 30	March 30
33.	UDC-Construction Inspector	2 4 years	June 30	March 30
34.	UDC-Electrical Inspector	2 4 years	June 30	March 30
35.	UDC-HVAC Inspector	2 4 years	June 30	March 30
36.	UDC-Plumbing Inspector	2 4 years	June 30	March 30
37.	UDC Inspection Agency	2 4 years	Date of Issuance	NA
38.	Soil Erosion Inspector	2 4 years	June 30	NA
39.	Elevator Inspector	2 4 years	December 31	September 30
40.	POWTS Inspector	2 4 years	June 30	March 30
41.	Rental Weatherization Inspector	2 4 years	June 30	March 30 NA
42.	Tank System Inspector	2 years	Date of Issuance	3 Months Prior to Date of Issuance Expiration
	Subchapter VII			
43.	HVAC Contractor	2 4 years	Date of Issuance	NA
44.	HVAC Qualifier	2 4 years	Date of Issuance	NA
45.	Refrigerant Handling Technician	3 4 years	Date of Issuance	NA
	Subchapter VIII			
46.	PECFA Consulting Firm	2 years	Date of Issuance	NA
47.	PECFA Consultant	2 years	Date of Issuance	NA
48.	Tank Specialty Firm	2 years	Date of Issuance	NA
49.	Site Assessor	2 years	Date of Issuance	3 Months Prior to Date of Issuance Expiration
50.	Aboveground Tank System Installer	2 years	Date of Issuance	3 Months Prior to Date of Issuance Expiration
51.	Underground Tank System Installer	2 years	Date of Issuance	3 Months Prior to Date of Issuance Expiration
52.	Tank System Liner	2 years	Date of Issuance	3 Months Prior to Date of Issuance Expiration
53.	Tank System Remover-Cleaner	2 years	Date of Issuance	3 Months Prior to Date of Issuance Expiration
54.	Tank System Tightness Tester	2 years	Date of Issuance	NA
	Subchapter IX			
55.	Master Plumber	2 years	March 31	December 31
56.	Master Plumber-Restricted Service	2 years	March 31	December 31
57.	Master Plumber-Restricted Appliance	2 years	March 31	December 31
58.	Journeyman Plumber	2 years	March 31	December 31
59.	Journeyman Plumber-Restricted Service	2 years	March 31	December 31
60.	Journeyman Plumber-Restricted Appliance	2 years	March 31	December 31
61.	Plumbing Apprentice	1 year	Date of Issuance	NA
62.	Plumbing Learner-Restricted Appliance	2 years	Date of Issuance	NA
63.	Plumbing Learner-Restricted Service	2 years	Date of Issuance	NA
64.	Utility Contractor	2 years	March 31	NA
65.	Pipelayer	2 years	March 31	NA
66.	Cross Connection Control Tester	2 years	Date of Issuance	NA

NA means Not Applicable.

SECTION 7. Comm 5.07 (2) (c) is repealed and recreated to read:

Comm 5.07 (2) (c) A person who files for renewal more than one term after expiration of his or her license, certification or registration may be reinstated by filing with the department an administrative fee of \$200.00, an application, and the application fee and the license, certification or registration fee specified in s. Comm 5.02, Table 5.02. The department may also require demonstration of competence by various methods including, but not limited to, written or oral examination, documentation of relevant work experience in other jurisdictions, or documentation of education or experience in the field. Any education or examination required by the department may not be more extensive than the requirements in effect at the time of the request for reinstatement.

SECTION 8. VACANT

SECTION 8M. Comm 5.08 (1) (b) 2. is repealed.

SECTION 8N. Comm 5.08 (1) (b) 3. and 4. are renumbered 2. and 3.

SECTION 9. Comm 5.08 (1) (e) 2. b. is repealed and recreated to read:

Comm 5.08 (1) (e) 2. b. Approval of courses, programs or seminars for continuing education credit may be renewed. Renewal shall be in accordance with par. (b).

SECTION 10. Comm 5.20 (2) (c) is repealed.

SECTION 11. Comm 5.20 (6) (c) is amended to read:

Comm 5.20 (6) (c) The renewal of a blaster license shall be contingent upon the ~~applicant providing a copy of his or her~~ department's review of the applicant's criminal history record from the state department of justice.

Note: The department will obtain the criminal history record directly from the state department of justice.

SECTION 11M. Comm 5.30 is repealed.

SECTION 12. Comm 5.31 (4) is renumbered 5.31 (4) (a).

SECTION 13. Comm 5.31 (4) (b) and (c) are created to read:

Comm 5.31 (4) (b) For any construction project that requires a uniform building permit under s. Comm 20.08, a person who holds a dwelling contractor financial responsibility certification or dwelling contractor financial responsibility-restricted certification may not commence construction until a permit is issued for the construction.

(c) For any construction project that involves installation or modification of a private onsite wastewater treatment system, a person who holds a dwelling contractor financial responsibility certification or dwelling contractor financial responsibility-restricted certification may not commence construction until a sanitary permit is issued for the construction in accordance with s. Comm 83.21.

SECTION 13M. Comm 5.32 is amended to read:

Comm 5.32 (title) ~~Manufactured home and mobile home sellers~~ manufacturers. (1)

GENERAL. (a) Pursuant to ~~s. ss. 101.92 (2) and 101.95~~, Stats., no manufacturer of manufactured homes ~~or mobile homes~~ may manufacture, sell or distribute for sale manufactured homes ~~or mobile homes~~ unless the manufacturer holds a license issued by the department as a licensed manufactured home/~~mobile home seller~~ manufacturer.

(b) A manufactured home/~~mobile home seller~~ manufacturer license shall be required for each manufacturing plant which manufactures homes to be sold or distributed for sale in the state.

(2) APPLICATION FOR LICENSE. A person applying for a manufactured home/~~mobile home seller~~ manufacturer license shall submit all of the following:

(a) An application in accordance with s. Comm 5.01.

(b) An application fee and a license fee in accordance with s. Comm 5.02, Table 5.02.

(3) QUALIFICATIONS FOR LICENSE. The person applying for a manufactured home/~~mobile home seller~~ manufacturer license shall be the owner of the manufacturing business, a partner in the manufacturing business applying on behalf of the partnership, or the chairman of the board or chief executive officer applying on behalf of the manufacturing corporation.

(3m) RESPONSIBILITIES. A person who holds a manufactured home/~~mobile home seller~~ manufacturer license shall post the license at the plant which manufactures homes to be sold or distributed for sale in the state.

(4) RENEWAL. (a) A person may renew his or her manufactured home/~~mobile home seller~~ manufacturer license.

(b) A manufactured home/~~mobile home seller~~ manufacturer license shall be renewed in accordance with s. Comm 5.07.

SECTION 14. Comm 5.33 (7) (b) 1. is repealed and recreated to read:

Comm 5.33 (7) (b) 1. a. The renewal of a certification as a certified soil tester which has an expiration date on or before June 30, 2006 shall be contingent upon the soil tester obtaining at least 6

hours of acceptable continuing education within the time period specified in s. Comm 5.08 and Table 5.06, except as provided in subd. 2.

b. The renewal of a certification as a certified soil tester which has an expiration date after June 30, 2006 shall be contingent upon the soil tester obtaining at least 12 hours of acceptable continuing education within the time period specified in s. Comm 5.08 and Table 5.06, except as provided in subd. 2.

SECTION 15. Comm 5.34 (3) (a) is amended to read:

Comm 5.34 (3) (a) The person applying for a welder registration shall have taken and passed, not more than one year before the date the application is received by the department, one or more welding tests in accordance with the following standards ~~as referenced in chs. Comm 61 to 65:~~

1. American Welding Society ~~standard~~ D1.1, section ~~5~~ 4, part C.
- ~~2. American Welding Society standard D1.1, section 5, part E.~~
- ~~3. American Welding Society standard D1.1, section 5, part D.~~
- 4 2. American Welding Society ~~standard~~ D1.3, section ~~6~~ 4, part C.

~~Note: Copies of American Welding Society standards can be obtained from the American Welding Society, 550 N.W. LeJeune Road, Miami, FL 33126.~~

SECTION 16. Comm 5.35 (5) (a) is amended to read:

Comm 5.35 (5) (a) Ensure that the welding tests, the testing facilities and testing equipment conform with the following appropriate standard or standards ~~as referenced in chs. Comm 61 to 65:~~

1. American Welding Society D1.1, section ~~5~~ 4, part C.
- ~~2. American Welding Society D1.1, section 5, part E.~~
- ~~3. American Welding Society D1.1, section 5, part D.~~
- 4 2. American Welding Society D1.3, section ~~6~~ 4, part C.

~~Note: Copies of American Welding Society standards can be obtained from the American Welding Society, 550 N.W. LeJeune Road, Miami, FL 33126.~~

SECTION 17. Comm 5.36 (4) (b) 1. is repealed and recreated to read:

Comm 5.36 (4) (b) 1. a. The renewal of a registration as a POWTS maintainer which has an expiration date before August 1, 2006 shall be contingent upon the maintainer obtaining at least 6 hours of acceptable continuing education within the time period specified in s. Comm 5.08 and Table 5.06, except as provided in subd. 2.

b. The renewal of a registration as a POWTS maintainer which has an expiration date on or after August 1, 2006 shall be contingent upon the maintainer obtaining at least 12 hours of acceptable continuing education within the time period specified in s. Comm 5.08 and Table 5.06, except as provided in subd. 2.

SECTION 18. Comm 5.41 (3) is renumbered 5.41 (3) (a).

SECTION 19. Comm 5.41 (3) (b) is created to read:

Comm 5.41 (3) (b) For any electrical installation that requires a uniform building permit under s. Comm 20.08, a person who holds an electrical contractor certification may not commence installation of electrical wiring until a permit is issued for the installation.

Note: Chs. Comm 20 to 25 apply to one- and 2-family dwellings and manufactured dwellings. The department's uniform building permit is issued either by the municipality in which the dwelling is located or by a UDC inspection agency where the municipality does not administer the Uniform Dwelling Code.

SECTION 20. Comm 5.42 (4) is renumbered 5.42 (5).

SECTION 21. Comm 5.42 (4) is created to read:

Comm 5.42 (4) RESPONSIBILITIES. For any electrical installation that requires a uniform building permit under s. Comm 20.08, a person who holds an electrical contractor-restricted certification may not commence installation of electrical wiring until a permit is issued for the installation.

Note: Chs. Comm 20 to 25 apply to one- and 2-family dwellings and manufactured dwellings. The department's uniform building permit is issued either by the municipality in which the dwelling is located or by a UDC inspection agency where the municipality does not administer the Uniform Dwelling Code.

SECTION 22. Comm 5.43 (5) is renumbered 5.41 (6).

SECTION 23. Comm 5.43 (5) is created to read:

Comm 5.43 (5) RESPONSIBILITIES. For any electrical installation that requires a uniform building permit under s. Comm 20.08, a person who holds a master electrician certification may not commence installation of electrical wiring until a permit is issued for the installation.

Note: Chs. Comm 20 to 25 apply to one- and 2-family dwellings and manufactured dwellings. The department's uniform building permit is issued either by the municipality in which the dwelling is located or by a UDC inspection agency where the municipality does not administer the Uniform Dwelling Code.

SECTION 24. Comm 5.43 (6) (b) 1., as renumbered, is repealed and recreated to read:

Comm 5.43 (6) (b) 1. a. The renewal of a certification as a certified master electrician which has an expiration date on or before June 30, 2007 shall be contingent upon the master electrician obtaining at least 18 hours of acceptable continuing education within the time period specified in s. Comm 5.08 and Table 5.06, except as provided in subd. 2.

b. The renewal of a certification as a certified master electrician which has an expiration date after June 30, 2007 shall be contingent upon the master electrician obtaining at least 24 hours of acceptable continuing education within the time period specified in s. Comm 5.08 and Table 5.06, except as provided in subd. 2.

SECTION 25. Comm 5.44 (6) (b) 1. is repealed and recreated to read:

Comm 5.44 (6) (b) 1. a. The renewal of a certification as a certified journeyman electrician which has an expiration date on or before June 30, 2007 shall be contingent upon the journeyman electrician obtaining at least 18 hours of acceptable continuing education within the time period specified in s. Comm 5.08 and Table 5.06, except as provided in subd. 2.

b. The renewal of a certification as a certified journeyman electrician which has an expiration date after June 30, 2007 shall be contingent upon the journeyman electrician obtaining at least 24 hours of acceptable continuing education within the time period specified in s. Comm 5.08 and Table 5.06, except as provided in subd. 2.

SECTION 25M. Comm 5.44 (6) (b) 3. is amended to read:

Comm 5.44 (6) (b) 3. A person who initially obtained his or her journeyman electrician certification by completing an electrical construction apprenticeship and whose request to renew his or her certification is denied because of the failure to fulfill the continuing education requirements of subd. 1., shall be required to take and pass the journeyman electrician certification examination ~~under sub. (3)~~ in order to reacquire the journeyman electrician certification.

SECTION 26. Comm 5.51 (5) is renumbered 5.51 (5) (a).

SECTION 27. Comm 5.51 (5) (b) is created to read:

Comm 5.51 (5) (b) For any construction project that requires a uniform building permit under s. Comm 20.08, a person who holds a sprinkler contractor certification may not commence installation of fire sprinklers until a general construction permit is issued for the installation.

Note: Chs. Comm 20 to 25 apply to one- and 2-family dwellings and manufactured dwellings. The department's uniform building permit is issued either by the municipality in which the dwelling is located or by a UDC inspection agency where the municipality does not administer the Uniform Dwelling Code.

SECTION 28. Comm 5.61 (3) is amended to read:

Comm 5.61 (3) EXAMINATION. A Except as provided in sub. (4) (b), a person seeking to obtain a commercial building inspector certification shall take and pass an examination in accordance with s. Comm 5.09.

SECTION 29. Comm 5.61 (4) is renumbered (4) (a).

SECTION 30. Comm 5.61 (4) (b) is created to read:

Comm 5.61 (4) (b) A person may apply for a certification as a certified commercial building inspector by submitting an application, an application fee and the certification fee in accordance with ss. Comm 5.01 and 5.02 and one of the following:

1. Evidence that the person holds a certificate issued by the International Code Council as one of the following:

- a. Commercial combination inspector.
- b. Building inspector.
- c. Combination plans examiner.
- d. Commercial building inspector and commercial mechanical inspector.
- e. Building plans examiner and mechanical plans examiner.

2. Evidence that the person holds a registration issued under ch. 443, Stats., as one of the following:

- a. Architect.
- b. Engineer.

SECTION 31. Comm 5.61 (6) (b) 1. is repealed and recreated to read:

Comm 5.61 (6) (b) 1. a. The renewal of a certification as a certified commercial building inspector which has an expiration date on or before June 30, 2006 shall be contingent upon the commercial building inspector obtaining at least 12 hours of acceptable continuing education within the time period specified in s. Comm 5.08 and Table 5.06, except as provided in subd. 2.

b. The renewal of a certification as a certified commercial building inspector which has an expiration date after June 30, 2006 shall be contingent upon the commercial building inspector obtaining at least 24 hours of acceptable continuing education within the time period specified in s. Comm 5.08 and Table 5.06, except as provided in subd. 2.

SECTION 32. Comm 5.61 (6) (b) 3. is created to read:

Comm 5.61 (6) (b) 3. A person who initially obtained his or her commercial building inspector certification by providing evidence of registration as an architect or engineer and whose request to renew his or her certification is denied because of the failure to fulfill the continuing education requirements of subd. 1., shall be required to take and pass the commercial building inspector certification examination in order to reacquire the commercial building inspector certification.

SECTION 33. Comm 5.62 (1) is amended to read:

Comm 5.62 (1) GENERAL. Pursuant to s. 101.88 (2), Stats., no person may conduct the inspection of electrical ~~installations~~ wiring in public buildings and places of employment for the purpose of administering and enforcing ch. Comm 16 unless the person holds a certification issued by the department as a certified commercial electrical inspector.

SECTION 34. Comm 5.62 (5) (b) is repealed and recreated to read:

Comm 5.62 (5) (b) A person may apply for a certification as a certified commercial electrical inspector by submitting an application, an application fee and the certification fee in accordance with ss. Comm 5.01 and 5.02 and one of the following:

1. Evidence that the person holds a certification as a master electrician issued under s. Comm 5.43.

2. Evidence that the person holds a certification issued by the International Code Council as either an electrical inspector or a commercial electrical inspector.

3. Evidence that the person holds a certification issued under the International Association of Electrical Inspectors/National Fire Protection Association certification program as a certified electrical inspector-master.

SECTION 35. Comm 5.62 (7) (b) 1. is repealed and recreated to read:

Comm 5.62 (7) (b) 1. a. The renewal of a certification as a certified commercial electrical inspector which has an expiration date on or before June 30, 2006 shall be contingent upon the commercial electrical inspector obtaining at least 12 hours of acceptable continuing education within the time period specified in s. Comm 5.08 and Table 5.06, except as provided in subd. 2.

b. The renewal of a certification as a certified commercial electrical inspector which has an expiration date after June 30, 2006 shall be contingent upon the commercial electrical inspector obtaining at least 24 hours of acceptable continuing education within the time period specified in s. Comm 5.08 and Table 5.06, except as provided in subd. 2.

SECTION 36. Comm 5.625 is created to read:

Comm 5.625 Commercial plumbing inspectors. (1) GENERAL. (a) Pursuant to s. 145.05 (1), Stats., a city of the first, second or third class shall supervise the installation, alteration and repair of plumbing within its jurisdiction in accordance with one of the following approaches:

1. The city shall utilize at least one supervisor to oversee all plumbing inspections and all plumbing plan reviews who shall hold a certification as a commercial plumbing inspector issued under this section and who shall hold a license as a master plumber issued under s. Comm 5.91 or a license as a journeyman plumber issued under s. Comm 5.93.

2. The city shall utilize at least one individual to conduct all plumbing inspections and all plumbing plan reviews who shall hold a certification as a commercial plumbing inspector issued under this section and who shall hold a license as a master plumber issued under s. Comm 5.91 or a license as a journeyman plumber issued under s. Comm 5.93.

Note: Utilizing the approach under subd. 2 does not prevent the employment of individuals to organizationally supervise the plumbing inspectors and plumbing plan reviewers. In such cases, where the individuals are providing administrative supervision, the supervisors are not required to be certified as commercial plumbing inspectors or to be licensed plumbers.

Note: The requirements for review of plumbing plans by agent municipalities are contained in s. Comm 82.20 (2).

(b) 1. Under par. (a) 1., individuals who, under a supervisor, conduct plumbing inspections and plumbing plan reviews shall hold a certification as a commercial plumbing inspector, except as provided in subd. 2.

2. Individuals who, under a supervisor, conduct plumbing inspections and plumbing plan reviews for the purpose of administering and enforcing ch. Comm 25 shall hold a certification as a commercial plumbing inspector issued under this section or as a UDC-plumbing inspector issued under s. Comm 5.63.

(2) APPLICATION FOR EXAMINATION. A person applying to take a commercial plumbing inspector certification examination shall submit all of the following:

(a) An application in accordance with s. Comm 5.01.

(b) An application fee and examination fee in accordance with s. Comm 5.02, Table 5.02.

(3) EXAMINATION. Except as provided in sub. (4) (b) and (c), a person seeking to obtain a commercial plumbing inspector certification shall take and pass an examination in accordance with s. Comm 5.09.

(4) APPLICATION FOR CERTIFICATION. (a) Upon notification of the successful passage of the examination for a commercial plumbing inspector certification, a person may obtain the certification by submitting an application and the certification fee in accordance with ss. Comm 5.01 and 5.09 (7) (c).

(b) A person may apply for certification as a certified commercial plumbing inspector by submitting an application, an application fee and the certification fee in accordance with ss. Comm 5.01 and 5.02 and one of the following:

1. Evidence that the person holds a license as a master plumber issued under s. Comm 5.91.

2. Evidence that the person holds a license as a journeyman plumber issued under s. Comm 5.93.

(c) 1. A person may apply for certification as a certified commercial plumbing inspector by submitting an application, an application fee and the certification fee in accordance with ss. Comm 5.01 and 5.02 and all of the following:

a. Evidence that the person holds a certification as a UDC-plumbing inspector issued under s. Comm 5.63.

b. Evidence that the person has conducted plumbing inspections of at least 50 commercial buildings.

c. Evidence that the person is employed by or under contract with a municipality to provide plumbing inspection services.

2. This paragraph shall not apply after August 1, 2005.

(5) RESPONSIBILITIES. A person who inspects plumbing as a certified commercial plumbing inspector shall:

(a) Maintain a record of the inspections made including the dates and the findings of the inspections;

(b) Provide a copy of the inspection report to the property owner or his or her agent; and

(c) Make his or her inspection records available to the department upon request.

(6) RENEWAL. (a) A person may renew his or her certification as a commercial plumbing inspector. A commercial plumbing inspector certification shall be renewed in accordance with s. Comm 5.07.

(b) 1. The renewal of a certification as a certified commercial plumbing inspector shall be contingent upon the commercial plumbing inspector obtaining at least 24 hours of acceptable continuing education within the time period specified in s. Comm 5.08 and Table 5.06, except as provided in subd. 2.

2. A person who holds a certification as a certified commercial plumbing inspector may apply to the department for waiver of the continuing education requirements under subd. 1. on the grounds of prolonged illness or disability or similar circumstances. The department shall consider each application for waiver individually on its merits.

SECTION 37. Comm 5.63 (1) (a) is amended to read:

Comm 5.63 (1) (a) Pursuant to s. 101.66 (2), Stats., no person may conduct the inspection of one- and 2-family dwellings for the purpose of administering and enforcing chs. Comm 20 to 25 unless the person holds one or more of the following certifications issued by the department:

1. Certified UDC-construction inspector; .

2. Certified UDC-electrical inspector; .

3. Certified UDC-HVAC inspector; ~~2~~ .
4. Certified UDC-plumbing inspector; ~~or~~ .
5. Certified soil erosion inspector.
6. Certified commercial electrical inspector.
7. Certified commercial plumbing inspector.

SECTION 38. Comm 5.63 (1) (b) 2. and 4. are amended to read:

Comm 5.63 (1) (b) 2. Certified UDC-electrical inspector or certified commercial electrical inspector may inspect one- and 2-family dwellings for the purpose of administering and enforcing chs. Comm 16 and 24.

4. Certified UDC-plumbing inspector or certified commercial plumbing inspector may inspect one- and 2-family dwellings for the purpose of administering and enforcing chs. Comm 25, 82 and 84.

SECTION 39. Comm 5.63 (3) is amended to read:

Comm 5.63 (3) EXAMINATION. A Except as provided in sub. (4) (a) 2., (b) 2. and (c) 2., a person seeking to obtain a UDC-construction inspector certification, UDC-electrical inspector certification, UDC-HVAC inspector certification, or UDC-plumbing inspector certification shall take and pass an examination in accordance with s. Comm 5.09.

SECTION 40. Comm 5.63 (4) is repealed and recreated to read:

Comm 5.63 (4) APPLICATION FOR CERTIFICATIONS. (a) *UDC-construction.* 1. Upon notification of the successful passage of the examination for a UDC-construction inspector certification, a person may obtain the certification by submitting an application and the certification fee in accordance with ss. Comm 5.01 and 5.09 (7) (c).

2. A person may apply for certification as a certified UDC-construction inspector by submitting all of the following:

a. An application, an application fee and the certification fee in accordance with ss. Comm 5.01 and 5.02.

b. Evidence that the person holds a certification as a commercial building inspector issued under s. Comm 5.61.

(b) *UDC-electrical.* 1. Upon notification of the successful passage of the examination for a UDC-electrical inspector certification, a person may obtain the certification by submitting an application and the certification fee in accordance with ss. Comm 5.01 and 5.09 (7) (c).

2. A person may apply for certification as a certified UDC-electrical inspector by submitting an application, an application fee and the certification fee in accordance with ss. Comm 5.01 and 5.02 and one of the following:

a. Evidence that the person holds a certification as a journeyman electrician issued under s. Comm 5.44.

b. Evidence that the person holds a certification issued under the International Association of Electrical Inspectors/National Fire Protection Association certification program as a certified electrical inspector-residential.

(c) *UDC-HVAC*. 1. Upon notification of the successful passage of the examination for a UDC-HVAC inspector certification, a person may obtain the certification by submitting an application and the certification fee in accordance with ss. Comm 5.01 and 5.09 (7) (c).

2. A person may apply for certification as a certified UDC-HVAC inspector by submitting an application, an application fee and the certification fee in accordance with ss. Comm 5.01 and 5.02 and one of the following:

a. Evidence that the person holds a certification as an HVAC qualifier issued under s. Comm 5.71.

b. Evidence that the person holds a certification as a commercial building inspector issued under s. Comm 5.61.

(d) *UDC-plumbing*. Upon notification of the successful passage of the examination for a UDC-plumbing inspector certification, a person may obtain the certification by submitting an application and the certification fee in accordance with ss. Comm 5.01 and 5.09 (7) (c).

(e) *Soil erosion*. A person may apply for certification as a certified soil erosion inspector by submitting all of the following:

1. An application, an application fee and the certification fee in accordance with ss. Comm 5.01 and 5.02.

2. Evidence that the person has completed an approved training course on soil erosion control standards.

SECTION 41. Comm 5.63 (6) (b) 1. is repealed and recreated to read:

Comm 5.63 (6) (b) 1. a. The renewal of a certification as a certified UDC-construction inspector, certified UDC-electrical inspector, certified UDC-HVAC inspector, or certified UDC-plumbing inspector which has an expiration date on or before June 30, 2006 shall be contingent upon the inspector obtaining at least 12 hours of acceptable continuing education within the time period specified in s. Comm 5.08 and Table 5.06, except as provided in subd. 2.

b. The renewal of a certification as a certified UDC-construction inspector, certified UDC-electrical inspector, certified UDC-HVAC inspector, or certified UDC-plumbing inspector which has an expiration date after June 30, 2006 shall be contingent upon the inspector obtaining at least 24 hours of

acceptable continuing education within the time period specified in s. Comm 5.08 and Table 5.06, except as provided in subd. 2.

SECTION 41M. Comm 5.63 (6) (b) 3. is created to read:

Comm 5.63 (6) (b) 3. A person who initially obtained his or her UDC-construction inspector certification or UDC-HVAC inspector certification by providing evidence of certification as a commercial building inspector and whose request to renew his or her certification is denied because of the failure to fulfill the continuing education requirements of subd. 1., shall be required to take and pass the UDC-construction inspector certification examination or UDC-HVAC inspector certification examination in order to reacquire the respective UDC inspector certification.

SECTION 42. Comm 5.64 (6) (c) 1. is repealed and recreated to read:

Comm 5.64 (6) (c) 1. a. The renewal of a certification as a certified elevator inspector which has an expiration date on or before December 31, 2005 shall be contingent upon the elevator inspector obtaining at least 12 hours of acceptable continuing education within the time period specified in s. Comm 5.08 and Table 5.06, except as provided in subd. 2.

b. The renewal of a certification as a certified elevator inspector which has an expiration date after December 31, 2005 shall be contingent upon the elevator inspector obtaining at least 24 hours of acceptable continuing education within the time period specified in s. Comm 5.08 and Table 5.06, except as provided in subd. 2.

SECTION 43. Comm 5.66 (1) is amended to read:

Comm 5.66 POWTS inspectors. (1) GENERAL. A person who holds a credential issued by the department as a certified POWTS inspector or a commercial plumbing inspector may inspect privately owned wastewater treatment systems, POWTS, for the purpose of administering and enforcing the provisions of chs. Comm 81 to 87, as an authorized representative of the department or a local governmental unit.

SECTION 44. Comm 5.66 (3) is amended to read:

Comm 5.66 (3) EXAMINATION. A Except as provided in sub. (4) (b), a person seeking to obtain a POWTS inspector certification shall take and pass an examination in accordance with s. Comm 5.09.

SECTION 45. Comm 5.66 (4) is renumbered (4) (a).

SECTION 46. Comm 5.66 (4) (b) is created to read:

Comm 5.66 (4) (b) A person may apply for a certification as a certified POWTS inspector by submitting an application, an application fee and the certification fee in accordance with ss. Comm 5.01 and 5.02 and one of the following:

1. Evidence that the person holds a license as a master plumber issued under s. Comm 5.91.
2. Evidence that the person holds a license as a master plumber-restricted service issued under s. Comm 5.92.
3. Evidence that the person holds a license as a journeyman plumber issued under s. Comm 5.93.
4. Evidence that the person holds a license as a journeyman plumber-restricted service issued under s. Comm 5.94.

SECTION 47. Comm 5.66 (6) (b) 1. is repealed and recreated to read:

Comm 5.66 (6) (b) 1. a. The renewal of a certification as a certified POWTS inspector which has an expiration date on or before June 30, 2006 shall be contingent upon the POWTS inspector obtaining at least 6 hours of acceptable continuing education within the time period specified in s. Comm 5.08 and Table 5.06, except as provided in subd. 2.

b. The renewal of a certification as a certified POWTS inspector which has an expiration date after June 30, 2006 shall be contingent upon the POWTS inspector obtaining at least 12 hours of acceptable continuing education within the time period specified in s. Comm 5.08 and Table 5.06, except as provided in subd. 2.

SECTION 48. Comm 5.67 (6) (b) is repealed.

SECTION 49. VACANT

SECTION 50. Comm 5.70 (4) is renumbered 5.70 (5).

SECTION 51. Comm 5.70 (4) is created to read:

Comm 5.70 (4) RESPONSIBILITIES. For any HVAC equipment installation that requires a uniform building permit under s. Comm 20.08, a person, entity or business which holds an HVAC contractor registration may not commence installation of HVAC equipment until a permit is issued for the installation.

Note: Chs. Comm 20 to 25 apply to one- and 2-family dwellings and manufactured dwellings. The department's uniform building permit is issued either by the municipality in which the dwelling is located or by a UDC inspection agency where the municipality does not administer the Uniform Dwelling Code.

SECTION 52. Comm 5.71 (6) is renumbered 5.71 (7).

SECTION 53. Comm 5.71 (6) is created to read:

Comm 5.71 (6) RESPONSIBILITIES. For any HVAC equipment installation that requires a uniform building permit under s. Comm 20.08, a person who holds an HVAC qualifier certification may not commence installation of HVAC equipment until a permit is issued for the installation.

Note: Chs. Comm 20 to 25 apply to one- and 2-family dwellings and manufactured dwellings. The department's uniform building permit is issued either by the municipality in which the dwelling is located or by a UDC inspection agency where the municipality does not administer the Uniform Dwelling Code.

SECTION 54. Comm 5.72 (3) is amended to read:

Comm 5.72 (3) QUALIFICATIONS FOR CERTIFICATION. A person applying for a refrigerant handling technician certification shall hold a Type I, II, III or Universal technician certification issued ~~per~~ in accordance with section 608 of the federal Clean Air Act and title 40 CFR part 82.161 82, subpart F.

SECTION 55. VACANT

SECTION 56. VACANT

SECTION 57. VACANT

SECTION 58. VACANT

SECTION 59. VACANT

SECTION 59M. Comm 5.90 (1) (b) 1. a. to c. are amended to read:

Comm 5.90 (1) (b) 1. a. Privately owned wastewater treatment systems and components ~~under ch. Comm 83~~ as defined in ch. Comm 81.

b. Building sewers and private interceptor main sewers ~~under ch. Comm 82~~ as defined in ch. Comm 81.

c. Water services and private water mains ~~under ch. Comm 82~~ as defined in ch. Comm 81.

SECTION 59P. Comm 5.90 (1) (b) 1. d. is created to read:

Comm 5.90 (1) (b) 1. d. That portion of the drain system or water supply system that connects a building sewer or water service to the connection provided by the manufactured/mobile home manufacturer.

SECTION 60. Comm 5.90 (4) is created to read:

Comm 5.90 (4) Pursuant to s. 145.09, Stats., a person may be accepted for examination for the appropriate classification of license upon submittal of all of the following:

- (a) An application in accordance with s. Comm 5.01.
- (b) An application fee and examination fee in accordance with s. Comm 5.02, Table 5.02.
- (c) A petition for variance fee in accordance with s. Comm 5.02 (4).
- (d) A petition for variance documenting evidence of equivalency as provided in s. 145.09 (1) or (2), Stats.

SECTION 60M. Comm 5.91 (3) (a) is amended to read:

Comm 5.91 (3) (a) At least 1,000 hours of plumbing-related work experience per year for at least 3 consecutive years as a licensed journeyman plumber.

SECTION 61. VACANT

SECTION 62. Comm 5.91 (6) (c) and (d) are created to read:

Comm 5.91 (6) (c) For any plumbing installation that requires a uniform building permit under s. Comm 20.08, a person who holds a master plumber license may not commence installation of plumbing until a permit is issued for the installation.

Note: Chs. Comm 20 to 25 apply to one- and 2-family dwellings and manufactured dwellings. The department's uniform building permit is issued either by the municipality in which the dwelling is located or by a UDC inspection agency where the municipality does not administer the Uniform Dwelling Code.

(d) For any construction that involves installation or modification of a private onsite wastewater treatment system, a person who holds a master plumber license may not commence installation of plumbing until a sanitary permit is issued for the installation in accordance with s. Comm 83.21.

SECTION 62M. Comm 5.92 (3) is amended to read:

Comm 5.92 (3) QUALIFICATIONS FOR EXAMINATION. (a) A person applying for a master plumber-restricted service license examination shall have at least 1,000 hours of plumbing-related work experience per year for at least 2 consecutive years as a licensed journeyman plumber or a licensed journeyman plumber-restricted service.

(b) A person applying for a master plumber-restricted appliance license examination shall have at least 1,000 hours of plumbing-related work experience per year for at least 2 consecutive years as a licensed journeyman plumber or a licensed journeyman plumber-restricted appliance.

SECTION 63. Comm 5.92 (6) is renumbered 5.92 (6) (a).

SECTION 64. Comm 5.92 (6) (b) and (c) are created to read:

Comm 5.92 (6) (b) For any plumbing installation that requires a uniform building permit under s. Comm 20.08, a person who holds a master plumber-restricted appliance license or a master plumber-restricted service license may not commence installation of plumbing until a permit is issued for the installation.

Note: Chs. Comm 20 to 25 apply to one- and 2-family dwellings and manufactured dwellings. The department's uniform building permit is issued either by the municipality in which the dwelling is located or by a UDC inspection agency where the municipality does not administer the Uniform Dwelling Code.

(c) For any construction that involves installation or modification of a private onsite wastewater treatment system, a person who holds a master plumber-restricted service license may not commence installation of plumbing until a sanitary permit is issued for the installation in accordance with s. Comm 83.21.

SECTION 65. Comm 5.94 (3) is repealed and recreated to read:

Comm 5.94 (3) QUALIFICATIONS FOR EXAMINATION. (a) A person applying for a journeyman plumber-restricted service license examination shall have:

1. At least 1,000 hours of plumbing-related work experience as a registered learner-restricted service; and

2. Received shop training and instruction in at least the following:

a. Forty hours of plumbing code, chs. Comm 81-87.

b. Twenty hours of bluprint or blueline reading.

c. Ten hours of transit or builder's level.

d. Twenty hours of plumbing-related mathematics.

e. Ten hours of first aid and safety.

(b) A person applying for a journeyman plumber-restricted appliance license examination shall have:

1. At least 1,000 hours of plumbing-related work experience as a registered learner-restricted appliance; and

2. Received shop training and instruction in at least the following:
 - a. Forty hours of plumbing code, chs. Comm 81-87.
 - b. Twenty hours of blueprint or blueline reading.
 - c. Twenty hours of plumbing-related mathematics.
 - d. Thirty hours of appliance and equipment servicing.

SECTION 65M. Comm 5.99 (3) (intro.) is amended to read:

Comm 5.99 (3) QUALIFICATIONS FOR REGISTRATION. A person applying for a cross connection control device registration shall have completed at least ~~32~~ 40 hours in an approved course or courses in the theory of cross connection control, the operation, testing and maintenance of cross connection control devices, and the national standards for these cross connection control devices. The course or courses shall include instruction in at least:

END

EFFECTIVE DATE

Pursuant to s. 227.22 (2) (b), Stats., s. Comm 5.625 (1) shall take effect on February 1, 2005, and the remainder of these rules shall take effect on August 1, 2004.
