

**Plumbing Board  
Meeting Minutes  
Tuesday, October 19, 2010  
Minnesota Room – Department of Labor & Industry  
443 Lafayette Road North, St Paul 55155  
[DLI.CCLDBOARDS@State.MN.US](mailto:DLI.CCLDBOARDS@State.MN.US)**

**Members Present:**

Karl Abrahamson  
Rebecca L. Ames  
Jim Gander  
Allen J. Lamm  
Jim Lungstrom  
(DLI Commissioner's Designee)  
Michael McGowan  
Rick Palmateer  
John A. Parizek  
Paul Sullwold  
Ronald Thompson  
(MDH Commissioner's Designee)

**Members Absent:**

Steve Christenson  
Lawrence G. Justin  
James Kittelson

**Staff Present:**

Colleen Chirhart  
Charlie Durenberger  
Julie Klejewski  
Wendy Legge  
Mary Miller  
Jim Peterson  
John Schultz  
Cathy Tran  
Kevin Wilkins

**Visitors Present:**

Gary Thaden  
Tom Hamel  
Charles Olson  
Jack Hettwer  
Carl Crimmins  
Luther Westman  
James Paschal (by phone)

**I. Call To Order**

The meeting was called to order by Chair Parizek at 9:35 a.m. and role was taken.

**II. Approval of Meeting Agenda**

Schultz asked to reverse i.) Assistant Commissioner Tom Joachim with ii.) CCLD Charlie Durenberger, under V.) Committee Reports J.) DLI Reports. Abrahamson made a motion, seconded by McGowan, to approve the meeting agenda with the changes. The vote was unanimous and the motion carried.

**III. Approval of Previous Meeting Minutes**

A motion was made by Lamm and seconded by Abrahamson to accept the July 20, 2010 Meeting Minutes. The motion passed with one abstention.

#### **IV. Regular Business**

##### A. Approval of Expense Reports

- i. Chair stated that he had reviewed the Expense Reports and Per Diems and found them in order and declared them approved.

#### **V. Committee Reports**

##### A. Executive Committee

- i. Parizek reported the Executive Committee reviewed and referred two Requests for Action:
  - PB0056*-Code Revisions for the Master Exam Qualifications;  
This was referred to the License & Registration Committee.
  - PB0057*-Floor Drain Installations;  
A request for additional information is being sent to the presenter.
- ii. The Committee received updates from the Continuing Education Committee, the Code Interpretation Committee and the *PB0051* regarding the Green Code and this will be addressed by the PCRC Committee on December 7, 2010.
- iii. The Executive Committee also had an update on Rule Making from Miller.

##### B. Product & Code Review Committee

Parizek filled in for Justin, who wasn't able to attend the meeting.

- i. The Committee met September 21, 2010 and reviewed files:
  - a. *PB0050*-Roof Drain Strainer  
The PCRC returned the RFA to the presenter for revisions.
  - b. *PB0041*-EasyFlex  
The PCRC returned the RFA to the presenter for further information and clarification.
  - c. *PB0047*-Adding Solar Thermal Guide Lines  
The PCRC passed this RFA onto the Plumbing Board with a recommendation for the Board to provide a letter of clarification concerning plumbing code and solar installation.
  - d. *PB0055*-Hangers & Supports for Plastic Pipes  
The PCRC passed this RFA to the Plumbing Board for a recommendation.
  - e. Justin's report noted the PCRC Committee will be reviewing the following files at the December 7, 2010 meeting:
    1. *PB0041*-EasyFlex
    2. *PB0044*-Syphonic Roof Drains

3. *PB0048*-Prohibited Water Powered Sump Pumps
4. *PB0051*-State of MN adopt into its Plumbing Code Chapter 5 of the 2010 IAPMO Green Plumbing & Mechanical Supplement.

#### C. Code Interpretation Committee

- i. Gander reported, with assistance from Parizek, the committee met in July and ruled on an ASSE Requirements for mixing valves on multiple showers. The proposal was denied.

#### D. Medical Gas Committee

- i. Sullwold reported they met September 23, 2010, reviewed information and discussed the options for licensing. Miller explained the statute. The committee received a lot of good input from the Department of Health and industry professionals. The next meeting will be November 23, 2010.

#### E. Continuing Education Committee

- i. Abrahamson stated they have not met yet, but the meeting is scheduled for November 23, 2010.

#### F. Licensing and Registration Committee

- i. Gander stated they have not met yet, but there is an issue received in July needs to be addressed.

#### G. Water Conditioning Committee

- i. McGowan reported they have not met since the last meeting, but anticipate a meeting until after the 1<sup>st</sup> of the year.

#### H. Construction Codes Advisory Committee

- i. Gander attended the meeting as a substitute. The meeting was brief, no new items were brought forward. The Committee discussed licensing and new proposed DLI legislation.
- ii. Parizek asked Gander if he would be will to cover the CCAC meetings until the end of the year, since Ken Kammerer has stepped down.

- A motion was made by Sullwold, seconded by Ames, to have Gander continue as the alternate for the CCAC meetings and to revisit the decision in January meeting, with a recommendation that Gander be appointed as the Plumbing Board's representative at the CCAC meetings and select a recommendation for a new alternate. The vote was unanimous and the motion carried.

## I. Code Interpretation Committee

- i. Lungstrom reported the Committee has not met yet. They are trying to acquire updated Code Books from UPC and IPC for the Committee members and some extra copies for public use for the meetings.

## J. DLI Reports

Schultz asked to reverse i.) Assistant Commissioner Tom Joachim, with ii.) CCLD Charlie Durenberger.

### ii. CCLD-Charlie Durenberger

Email Address: [CCLD.enforcement@state.mn.us](mailto:CCLD.enforcement@state.mn.us)

Durenberger gave a report on behalf of the Enforcement Unit for CCLD regarding plumbing violations. The Enforcement Unit is no longer using the penalty plan format but now are using a Consent Order format, which is according to Durenberger is a way to cut administrative cost, hold contractors accountable and increase compliance. The Consent Order is a written agreement between Department and the respondent.

### i. Assistant Commissioner Tom Joachim

Schultz filled in for Joachim, who was unable to attend the meeting.

- a. Schultz informed the Board even if their membership expires at the end of 2010 you still may continue to serve on the Board until a different appointment has been made. This probably won't be until April, May or June?
- b. Schultz referred to the handout "Permitting, Plan Review and Inspection Activities" which was prepared by the Department. This document explains how the Department is working toward a fee for service model. Schultz reminded the Board of all the money that has been transferred out from CCLD's special revenue fund to the general fund. Schultz also stated that if there is an increase in fees, it would likely become effective July 1, 2011. Schultz also referred to his second handout "4250 Plumbing Inspection" which is a draft of the fee schedule for the Plumbing Unit.

## **VI. Special Business**

### A. Request for Action

- i. File (*PB0047*) Solar Thermal Water Heating, Carl Crimmins.

- A motion was made by Lamm, seconded by Ames; that the Board to review the article before it is posted on the Department's website. Abrahamson Ames, Gander, Lamm, Lungstrom, McGowan, Palmateer and Sullwold voted yes. Abstention by Parizek. The motion carried.

- ii. File (*PB0055*) 4715.1430 Hangers and Supports, Plastic Pipe Hanger Spacing, James Paschal.

- A motion was made by Lamm, seconded by Ames; to approve the spacing distances for CPVC water distribution piping for 1 ¼ inches and over to 4 foot intervals, PPR water distribution piping non re-enforced 1 ¼ inches and over to 4 foot intervals and adding item G. fiberglass re-enforced pipes shall be installed with hangers and supports in accordance with the manufactures installation instructions. The vote was unanimous and the motion carried.

#### B. Current Rule Making

Miller distributed a document regarding "Rapid Rulemaking".

- A motion was made by Gander, seconded by Sullwold, to adopt resolution. The vote was unanimous and the motion carried.

- i. Expedited/Good Cause

The order of discussion was changed.

#### 2. Rule Change to 4715.0320, subpart 1 (Jurisdiction)

Miller distributed a document regarding "Exempt Rulemaking-Jurisdiction".

- A motion was made by Lamm, seconded by Gander; to strike out the second sentence in #2: "The Chair must also publish the Notice in the State Register." The vote was unanimous and the motion carried.

- A motion was made by Lamm, seconded by Sullwold; to adopt the resolution. The vote was unanimous and the motion carried.

#### 1. Non-water Urinals (*PB0034*) (Expedited)

Miller distributed a document regarding "Expedited Rulemaking-Waterfree".

- A motion was made by Gander, seconded by Lamm; for a Rule Amendment: these amendments are effective 180 days after the filing of the amendments with the Secretary of State. The vote was unanimous and the motion carried.

- A motion was made by Gander, seconded by Ames; to move forward with resolution. The vote was unanimous and the motion carried.

- A motion was made by Gander, seconded by Sullwold; these amendments are effective 180 days after the filing of the amendments with the Secretary of State. The vote was unanimous and the motion carried.

ii. Standard Rule Making

The Request for Comment has been posted in the State Register.

**VII. Complaints**

There were no issues brought to the Board.

**VIII. Open Forum**

There were no questions brought to the Board.

**IX. Board Discussion**

There was no Board discussion.

**X. Announcements**

A. Next Regularly Scheduled Meetings

- i. Tuesday, January 18, 2011 at 9:30 a.m. – Minnesota Room, DLI
- ii. Tuesday, April 19, 2011 at 9:30 a.m. – Minnesota Room, DLI
- iii. Tuesday, July 19, 2011 at 9:30 a.m. – Minnesota Room, DLI
- iv. Tuesday, October 18, 2011 at 9:30 a.m. – Minnesota Room, DLI

**XI. Adjournment**

A Motion was made by Lamm, seconded by Sullwold, to adjourn the meeting. The vote was unanimous and the motion passed. The meeting adjourned at 1:20 p.m.

Respectfully Submitted,

*Karl Abrahamson*

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