Plumbing Board
c/o Department of Labor and Industry
443 Lafayette Road North
St. Paul, MN 55155
www.dli.mn.gov
Email: DLI.ccldboards@state.mn.us

Plumbing Board

Request for Action (RFA)

Name of submitter: ☐

Purpose of request (check all that apply): ☐ New rule ☐ Rule amendment ☐ Repeal of an existing rule

The Minnesota Plumbing Code (MN Rules, Chapter 4714) is available at https://epubs.iapmo.org/2020/MPC/

Specify the purpose of the proposal (check all that apply):

- ☐ Appurtenance (e.g., water conditioning equipment)
- ☐ Test method
- ☐ Other (describe): ☐

Does your submission contain a **Trade Secret**? ☐ Yes ☐ No

If "Yes", mark **"TRADE SECRET"** prominently on each page of your submission that you believe contains trade secret information. Minnesota Statutes, section 13.37, subdivision 1(b), defines "trade secret" as follows:

"Trade secret information" means government data, including a formula, pattern, compilation, program, device, method, technique or process (1) that was supplied by the affected individual or organization, (2) that is the subject of efforts by the individual or organization that are reasonable under the circumstances to maintain its secrecy, and (3) that derives independent economic value, actual or potential, from not being generally known to, and not being readily ascertainable by proper means by, other persons who can obtain economic value from its disclosure or use.

Note that, although "trade secret" information is generally not public, the Board and its committees may disclose "trade secret" information at a public meeting of the Board or committee if reasonably necessary for the Board or committee to conduct the business or agenda item before it (such as your request.) The record of the meeting will be public.

Describe the proposed change. The Minnesota Plumbing Code (Minnesota Rules Chapter 4714) is available here: https://epubs.iapmo.org/2020/MPC/

NOTE: Please review the Minnesota Plumbing Code and identify all parts of the Code that require revision to accomplish your purpose. The proposed change, including suggested rule language, should be *specific*. **If modifying existing rule language, underline new words and ~~strike through deleted words~~.**

Please list all areas of the Minnesota Plumbing Code that would be affected. **Important:** If your text does not fit in the field below, please attach this information at the end of this form and insert "see attachment" in the field below.

[Remove this language after reading: Save this document to your computer. To keep all formatting such as underlined and ~~stricken language~~, you must copy and paste]

Need and Reasons For the Change. Thoroughly explain the need and why you believe it is reasonable to make this change. During a rulemaking process, the need and reasonableness of all proposed rule changes must be justified; therefore, a detailed explanation is necessary to ensure the Board thoroughly considers all aspects of the proposal.

If your product/method standard(s) are not currently listed in a national code, your Request For Action will not be considered by the Board or its committees; however, you are welcome to present at any Board meeting during the Open Forum section of the Agenda.

The proposal must be accompanied by copies of any published standards, the results of testing, and copies of any product listings, as documentation of the health, sanitation, and safety performance of any materials, methods, fixtures, and/or appurtenances. If none are available, please explain:

Please submit the form and all supporting documents electronically. Attach scanned copies of any literature, standards, and product approvals or listings. If any of the materials you are submitting come from printed or copyrighted sources, please include written permission from the publisher allowing the materials to be distributed at meetings. Email all documents to: DLI.ccldboards@state.mn.us

Primary reason for change: (check only one)

- ☐ Protect public, health, safety, welfare, or security
- ☐ Lower construction costs
- ☐ Encourage new methods and materials
- ☐ Change made at the national level
- ☐ Mandated by the legislature
- ☐ Provide uniform application
- ☐ Clarify provisions
- ☐ Situation unique to Minnesota
- ☐ Other (describe):

Anticipated benefits: (check all that apply)

- ☐ Save lives/reduce injuries
- ☐ Improve uniform application
- ☐ Improve the health of the indoor environment
- ☐ Provide more construction alternatives
- ☐ Reduce regulation
- ☐ Provide more affordable construction
- ☐ Provide building property
- ☐ Drinking water quality protection
- ☐ Decrease cost of enforcement
- ☐ Other (describe):

The Following information is optional. This information can assist in evaluating a Request for Action and in rulemaking and should be provided if known.

Economic impact: (explain all answers marked "yes")

1. Does the proposed change increase or decrease the cost of enforcement? ☐ Yes ☐ No. **If yes,** explain

2. Does the proposed change increase or decrease the cost of compliance? ☐ Yes ☐ No. **If yes,** explain. Include the estimated cost increase or decrease, and who will bear the cost increase or experience the cost decrease:

3. Are there less costly or intrusive methods to achieve the proposed change? ☐ Yes ☐ No**. If yes,** explain.

4. Were alternative methods considered? ☐ Yes ☐ No. **If no,** why not? **If yes,** explain what alternative methods were considered and why they were rejected.

5. If there is a fiscal impact, try to explain any benefit that will offset the cost of the change. If there is no impact, mark "N/A."

6. Describe the classes of persons affected by a proposed change, who will bear the cost, and who will benefit.

7. Does the proposed rule affect farming operations? (Agricultural buildings are exempt from the Minnesota Building Code under Minnesota Statutes, Section 326B.121.) ☐ Yes ☐ No. **If yes, explain below**.

8. Are there any existing Federal Standards? ☐ Yes ☐ No. **If yes, list below.**

9. Are there any differences between the proposed change and existing federal regulations? ☐ Yes ☐ No ☐ Not applicable ☐ Unknown. **If yes,** describe each difference and explain why each difference is needed and reasonable.

10. Minnesota Statutes, section 14.127, requires the Board to determine if the cost of complying with proposed rule changes in the first year after the changes take effect will exceed $25,000 for any small business or small city. A small business is defined as a business (either for profit or nonprofit) with fewer than 50 full-time employees, and a small city is defined as a city with fewer than ten full-time employees. During the first year after the proposed changes go into effect, will it cost more than $25,000 for any small business or small city to comply with the change? ☐ Yes ☐ No. **If yes,** identify by name the small business(es) or small city(ies).

11. Will this proposed plumbing code amendment require any local government to adopt or amend an ordinance or other regulation to comply with the proposed plumbing code amendment? ☐ Yes ☐ No. **If yes,** identify by name the government(s) and ordinances(s) that will need to be amended to comply with the proposed plumbing code amendment.

12. **Additional supporting documentation may also be attached to this form.** Are there any additional comments you feel the Committee/Board may need to consider? **If so,** please state them here:

Information regarding submitting this form:

1. Submissions are reviewed in the order they are received. Missing documentation will delay processing, and your proposal will not be considered "Complete" until all required materials are received.
2. Submit all supporting documentation (manufacturer literature, approvals from other states, engineering data, etc.) electronically to DLI.CCLDBOARDS@state.mn.us
3. After your Request for Action (RFA) form is received, you will be assigned a file number. Use this file number on all correspondence and supplemental materials.
4. For copyrighted materials that must be purchased from publishers (such as published standards, product approvals or testing data, or listings by agencies like IAPMO, ASSE, ASTM, etc.), submit these electronically, with written permission from the publisher to distribute them at meetings, to DLI.CCLDBOARDS@state.mn.us

Information for presentation to the Committee or Plumbing Board:

5. You will be notified of the date of the Committee or Plumbing Board meeting in which your Request For Action will be heard.
6. Limit presentations to 5 minutes or less. You are not required to provide a formal presentation or additional handouts. However, if you choose to do so, please submit them to lyndy.logan@state.mn.us at least 3 days before the meeting.
7. Be prepared to answer questions regarding the proposal and any documentation.

I understand that any action is a recommendation to the Plumbing Board and is not to be considered final action.

SUBMITTED BY

Name: Date:

Company name/representing:

Mailing address (Street, City, State, Zip):

Email address: Phone:

For assistance or questions on completing this form, contact Mike Westemeier, Department of Labor and Industry at michael.westemeier@state.mn.us or by phone 651-284-5898.

OFFICE USE ONLY

RFA File Number: | Date received by DLI:

Date of Committee/Board meeting:

Title of RFA:

Please remember to attach all necessary explanations and supporting documentation.