

TITLE 54
PROFESSIONS, VOCATIONS, AND BUSINESSES

CHAPTER 26
PLUMBING AND PLUMBERS

54-2601. DECLARATION OF POLICY AND PURPOSE OF ACT -- IDAHO STATE PLUMBING CODE. (1) The purpose of this act is to provide certain minimum standards and requirements for the use of and the design, construction, installation, improvement, extension and alteration of materials, piping, venting, fixtures, appliances and appurtenances in relation to plumbing and plumbing systems hereinafter defined, and to provide that all plumbing and plumbing systems in the state shall be designed, constructed, installed, improved, extended and altered in substantial accord with the uniform plumbing code published by the international association of plumbing and mechanical officials, and as it shall be amended, revised, compiled and published from time to time and as subsequent editions, amendments or revisions thereto shall be adopted by the Idaho plumbing board through the negotiated rulemaking process. Any amendments, revisions or modifications made to the uniform plumbing code by the board shall be made by administrative rules promulgated by the board. The uniform plumbing code together with any amendments, revisions or modifications made by the board shall collectively constitute and be named the Idaho state plumbing code. The board shall conduct a minimum of two (2) public hearings with notice of such public hearings provided in accordance with the provisions of section [74-204](#), Idaho Code.

(2) Cities electing to implement a plumbing code enforcement program shall do so only in compliance with the provisions of this section. Cities may elect to implement a plumbing enforcement program by passing an ordinance evidencing the intent to do so. Cities that perform plumbing code enforcement activities shall, except as provided in subsection (3) of this section, by ordinance adopt the uniform plumbing code together with any amendments thereto made by the board, which shall collectively constitute and be named the Idaho state plumbing code. The effective date of any edition of the code adopted by the board shall be January 1 of the year following its adoption.

(3) Cities may further amend the Idaho state plumbing code adopted by the board in conformance with this section to address local concerns provided that such amendments prescribe at least an equivalent level of protection to that contained in the uniform plumbing code. Provided however, that no code other than the uniform plumbing code together with any amendments, revisions or modifications made by the board which collectively constitute the Idaho state plumbing code may serve as the minimum standard for plumbing installations in such city. A city electing to amend the Idaho state plumbing code as adopted by the board may do so only after a finding by the city that good cause exists for such an amendment and that such amendment is reasonably necessary. Prior to making a finding of good cause for such an amendment, the city shall conduct a public hearing. Notice of the time and place of the public hearing shall be published in the official newspaper or paper of general circulation within the city. Written notice of such public hearing and the text of the proposed amendment shall be given by the city to the board not less than thirty (30) days prior to such hearing.

(4) The remaining provisions of this act shall not apply, except as hereinafter provided, to cities if such cities enact ordinances or codes

prescribing the Idaho state plumbing code and amendments it may make thereto in accordance with this section for all plumbing installations which shall be considered the equal minimum standards, and requirements including the enforcement thereof as provided by this act.

[(54-2601) 39-2701, added 1957, ch. 214, sec. 1, p. 454; am. 1963, ch. 138, sec. 1, p. 392; am. 1975, ch. 120, sec. 1, p. 250; am. and redesign. 1984, ch. 123, sec. 1, p. 282; am. 2012, ch. 53, sec. 1, p. 151; am. 2015, ch. 141, sec. 147, p. 493.]

54-2602. EXCEPTIONS. (1) Certificate of competency requirements of this chapter shall not be deemed to apply to:

(a) Any person who does plumbing work in a single or duplex family dwelling, including accessory buildings, quarters and grounds in connection with such dwelling; provided that such person owns or is a contract purchaser of the premises, and provided further that such person shall comply with the minimum standards and rules applicable to plumbing practices provided by this chapter.

(b) Farm buildings located outside the incorporated limits of any city unless such buildings are connected to a public water or sewer system; and a farm building is hereby defined to be a structure located on agricultural zoned property and designed and constructed to house farm implements, hay, grain, poultry, livestock or other horticultural products and includes sheds, barns, corrals or fences. This definition does not include a place for human habitation or a place of regular employment where agricultural products are extracted, processed, treated or packaged; a place used by the public; or conditioned livestock housing.

(c) Logging, mining or construction camps when plumbing installations are made to conform with the recommendations of the department of health and welfare.

(d) Piping systems in industrial processing plants located outside the incorporated limits of any city unless such systems are connected to a public water or sewer system.

(e) Work on plumbing systems on premises owned or operated by an employer who regularly employs maintenance or construction plumbers, provided that alterations, extensions and new construction shall comply with the minimum standards and rules applicable to plumbing practices provided by this chapter.

(f) Nothing contained in this section or any other provision of this code shall be construed or applied to require a sewer contractor, sewage disposal contractor, or any excavating or utility contractor who generally engages in the business of installing, altering or repairing sewers, private and public sewage disposal systems, and water distribution and/or drainage lines outside the foundation walls of any building or structure to obtain a valid contractor's certificate of competency or to employ only journeymen plumbers possessing a valid journeyman plumber's certificate of competency or registration or to in any way require that his employees be registered, licensed or declared competent by the board.

(g) Water treatment installations and repairs when installed in residential or business properties, provided the same, when installed, repaired or completed, shall be inspected by a designated, qualified and properly identified agent of the division of occupational and profes-

sional licenses as to quality of workmanship and compliance with the applicable provisions of this chapter.

(h) Plumbing work within modular buildings as defined in section [39-4301](#), Idaho Code, that are constructed in the state of Idaho for installation on building sites outside the state; provided however, that no modular building shall be installed on a building site in the state of Idaho until it has been approved and bears the insignia of approval of the division as being in compliance with the requirements set forth in section [39-4304](#), Idaho Code.

(i) Individuals holding a current installer license pursuant to the provisions of [chapter 21, title 44](#), Idaho Code, may make connections from manufactured home or mobile home sewer or water facilities to existing sewer or water facilities on-site.

(j) Individuals licensed pursuant to [chapter 10, title 54](#), Idaho Code, or [chapter 50, title 54](#), Idaho Code, as follows:

(i) Individuals holding a current HVAC or electrical license may install electrical circuitry from the disconnecting means to a water heater and electrical connections to the water heater as long as the disconnect is in sight from the unit and the circuit from the disconnecting means to the water heater is no more than fifty (50) feet long.

(ii) Individuals holding a current HVAC license may install gas piping and piping for hydronic systems.

(iii) Individuals holding a current HVAC license may install boilers that are not otherwise subject to inspection by the industrial commission or its authorized agent.

(k) A nonprofit organization that is chartered to build houses and that has tax-exempt status under section 501(c)(3) of the Internal Revenue Code, including a religious corporation, and such organization's volunteers, performing plumbing installations for a single-family dwelling unit. An organization described in this paragraph shall designate a primary contact person with whom inspectors may communicate.

(2) To the extent that an electrical or HVAC installation permit issued by the Idaho division of occupational and professional licenses includes any part of a plumbing installation, the permit issued and inspection performed shall be sufficient to satisfy the permitting and inspecting requirements of this chapter if all required permit fees have been paid.

(3) Apprentice registration requirements shall not apply to high school students enrolled in an educational program recognized by the board in which the performance of plumbing installation is a formal component of the program. The exemption is limited to students performing residential installations as part of such program under the constant on-the-job supervision of a licensed journeyman plumber and a permit for the work is obtained from the authority having jurisdiction. Work hours performed by such students shall not apply toward apprentice work requirements.

(4) Any person, firm, copartnership, association or corporation making water treatment installations and/or repairs in accordance with the provisions of this chapter shall maintain a surety bond in the amount of two thousand dollars (\$2,000).

[(54-2602) 39-2701, added 1957, ch. 214, sec. 2, p. 454; am. 1963, ch. 138, sec. 2, p. 392; am. 1969, ch. 184, sec. 1, p. 548; am. 1974, ch. 39, sec. 25, p. 1023; am. 1975, ch. 173, sec. 1, p. 467; am. and redessig. 1984, ch. 123, sec. 2, p. 282; am. 1996, ch. 421, sec. 51, p. 1436; am.

2004, ch. 250, sec. 7, p. 720; am. 2007, ch. 197, sec. 2, p. 598; am. 2007, ch. 252, sec. 9, p. 746; am. 2008, ch. 381, sec. 1, p. 1051; am. 2018, ch. 199, sec. 2, p. 447; am. 2020, ch. 77, sec. 1, p. 165; am. 2022, ch. 301, sec. 2, p. 953.]

54-2603. PLUMBING. Plumbing means and includes the business, trade practice or work, materials and fixtures used in the design, construction, installation, improvement, extension and alteration of all piping, fixtures, appliances and appurtenances in connection with any plumbing system.

[(54-2603) 1957, ch. 214, sec. 3, p. 454; redesignated as sec. 54-2603, 1984, ch. 123, sec. 3, p. 283.]

54-2604. PLUMBING SYSTEMS. (1) A plumbing system, public or private, means and includes:

- (a) Plumbing fixtures, interconnecting system pipes and traps;
- (b) Soil, waste and vent pipes;
- (c) Building drains and building sewers;
- (d) Sanitary and storm water drainage facilities;
- (e) Liquid waste and sewerage facilities;
- (f) Water supply systems and distribution and disposal pipes of any premises;
- (g) Water treating and water using equipment attached to a plumbing system except for water conditioning equipment;
- (h) All the respective connections, devices and appurtenances of any plumbing system, public or private, within or adjacent to any building, residence, manufactured housing, or structure to and including a connection with any point of a public or private supply, distribution or disposal system or other acceptable terminal; and
- (i) Water heaters and all associated venting dedicated exclusively thereto.

(2) As used in this section, "water conditioning equipment" shall mean those devices necessary to remove impurities and sediment from water.

(3) A plumbing system does not include a single service integrated fire sprinkler system as defined in section [41-254](#), Idaho Code.

(4) It shall be unlawful for any person, firm, copartnership, association or corporation to do, or cause to be done, whether acting as a principal, agent, or employee, any construction, installation, improvement, extension or alteration of any plumbing system or water conditioning equipment in any residence, building, or structure, or service lines thereto, in the state of Idaho, without complying with the bonding provisions as provided by section [54-2602](#), Idaho Code.

[(54-2604) 1957, ch. 214, sec. 4, p. 454; am. 1983, ch. 238, sec. 1, p. 643; am. and redesignated as sec. 54-2604, 1984, ch. 123, sec. 4, p. 283; am. 1988, ch. 30, sec. 1, p. 38; am. 1993, ch. 128, sec. 1, p. 323; am. 2010, ch. 109, sec. 1, p. 221.]

54-2605. IDAHO PLUMBING BOARD. (1) The Idaho plumbing board, referred to as the board, is hereby created and made a part of the division of occupational and professional licenses. It shall be the responsibility and duty of the administrator of the division of occupational and professional licenses to administer and enforce the provisions of this act; and the board shall make, promulgate and publish such rules as may be necessary for carrying out

the provisions of this act in order to effectuate the purposes thereof and for the orderly and efficient administration thereof, and except as may be limited or prohibited by law and the provisions of this act, such rules so made and promulgated shall have the force of statute.

(2) The board shall consist of five (5) members. The members shall be appointed at large by the governor and shall serve at the pleasure of the governor. Members shall be appointed for a term of three (3) years. Whenever a vacancy occurs, the governor shall forthwith appoint a qualified person to fill the vacancy for the unexpired portion of the term.

(3) All members of the board shall be United States citizens, residents of this state for not less than two (2) years, and qualified by knowledge, integrity and experience to properly execute the functions of the board. Two (2) members shall be members of the public at large with an interest in the rights of consumers of plumbing services; one (1) member shall be an active plumbing contractor with not less than five (5) years' experience in the plumbing contracting business; one (1) member shall be an active plumbing contractor with not less than five (5) years in the plumbing contracting business with an additional background of experience in gas piping installations in buildings; and one (1) member shall be a journeyman plumber. All members of the board shall take, subscribe and file with the secretary of state an oath of office in the form, manner and time prescribed by [chapter 4, title 59](#), Idaho Code.

(4) The board shall meet within thirty (30) days after the appointment of all its members and thereafter at such other times as may be expedient and necessary for the proper performance of its duties. At the board's first meeting, the members shall elect one (1) of their number to be chairman. A majority of the board shall constitute a quorum for the transaction of business and not less than two (2) quorum meetings shall be held each year. The board may delegate to any member, or its chairman or other employees, the power to make investigations and hold hearings at any place it may deem proper, and to report findings to it; and may delegate to its chairman and employees the performance of ministerial functions.

(5) Each member of the board shall be compensated as provided by section [59-509\(n\)](#), Idaho Code.

[(54-2605) 39-2705, added 1957, ch. 214, sec. 5, p. 454; am. 1974, ch. 39, sec. 26, p. 1023; am. and redesig. 1984, ch. 123, sec. 5, p. 284; am. 1986, ch. 306, sec. 1, p. 757; am. 1996, ch. 421, sec. 52, p. 1437; am. 2001, ch. 151, sec. 4, p. 549; am. 2016, ch. 340, sec. 30, p. 951; am. 2017, ch. 123, sec. 1, p. 292; am. 2021, ch. 222, sec. 23, p. 637.]

54-2606. POWERS AND DUTIES OF THE IDAHO PLUMBING BOARD. (1) The board shall have the general administration and supervision of the design, construction, installation, improvement, extension and alteration of plumbing and plumbing systems, except that which has been heretofore and hereinafter exempted from the jurisdiction of this board, in connection with all buildings, residences and structures in this state including buildings, residences and structures owned by the state or any political subdivision thereof.

(2) The division of occupational and professional licenses shall enforce the minimum standards and requirements therefor as provided by this chapter.

(3) The board may exercise such powers and duties as are reasonably necessary to carry out the provisions of this chapter, and it may among other things:

- (a) Establish the fees to be charged for permits and inspections of plumbing systems.
- (b) Hold public meetings and attend or be represented at such meetings, within or without the state, prepare and publish rules pertaining to this chapter, and such other information as may be necessary, and furnish copies thereof to those engaged in the business, trade, practice or work of plumbing and pipefitting and to the public upon request.
- (c) Furnish standards and procedures and prescribe reasonable rules for examinations, qualification and certification of plumbing contractors and journeymen and apprentice plumbers not herein prescribed, including the establishment of continuing education requirements for journeymen and plumbing contractors.
- (d) Require the furnishing of a compliance bond by plumbing contractors in an amount not to exceed two thousand dollars (\$2,000) for the contractor classification or evidence of such coverage by a corporate industry group bond acceptable to the board.
- (e) Furnish standards and procedures and prescribe reasonable rules to provide for the certification of specialty contractors, specialty journeymen, and specialty apprentices, including the furnishing of a compliance bond in an amount not to exceed two thousand dollars (\$2,000) for the specialty contractor classification or evidence of coverage by a corporate industry group bond acceptable to the board.
- (f) Establish by administrative rule civil penalties not to exceed one thousand dollars (\$1,000) for each count or separate offense, to be paid for violations of this chapter and rules of the Idaho plumbing board; and to establish by administrative rule the process by which appeals from the imposition of civil penalties may be heard. The board is authorized to affirm, reject, decrease or increase the penalty imposed; however, the board shall not increase any penalty imposed to an amount exceeding one thousand dollars (\$1,000) for each individual count or separate offense.

[(54-2606) 1957, ch. 214, sec. 11, p. 454; am. 1963, ch. 138, sec. 3, p. 392; am. 1974, ch. 39, sec. 29, p. 1023; am. and redesig. 1984, ch. 123, sec. 7, p. 285; am. 1995, ch. 253, sec. 1, p. 828; am. 1996, ch. 421, sec. 53, p. 1438; am. 2004, ch. 311, sec. 1, p. 872; am. 2009, ch. 126, sec. 1, p. 405; am. 2023, ch. 15, sec. 47, p. 102.]

54-2607. ADMINISTRATOR OF THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES -- POWERS AND DUTIES. (1) The administrator shall exercise such powers and duties as are reasonably necessary to enforce the minimum standards provided in this chapter, and he may among other things:

- (a) Prescribe and establish procedures to effectuate the efficient enforcement of this chapter not herein prescribed.
- (b) Serve as secretary to the Idaho plumbing board.
- (c) Appoint licensed staff inspectors who shall be authorized to enter and inspect by and through a properly identified person, at reasonable hours, plumbing and plumbing systems.
- (d) Make plumbing inspections for another state or local jurisdiction upon request by an appropriate building official. Such inspections shall be made in accordance with the applicable plumbing codes of the

requesting jurisdiction. Fees charged for such inspection services shall be as provided in the rules promulgated by the board.

(e) Summon witnesses to appear and testify before him on any matter within the provisions of this chapter. No person shall be required to testify outside the county wherein he resides or where his principal place of business is located. Such summons to testify shall be issued and served in like manner as a subpoena to witness issued from the district court or in other manner consistent with the procedure of the division of occupational and professional licenses. In case any witness shall fail or refuse to appear and testify upon being summoned as herein provided, the clerk of the district court of the county shall, upon demand by the administrator or his designated agent, issue a subpoena reciting the demand therefor and summoning the witness to appear and testify at a time and place fixed. Violation of such subpoena or disobedience thereto shall be deemed and punished as a violation of any other subpoena issued from the district court.

(f) Administer oaths and take affirmations of witnesses appearing before him and have the power to appoint competent persons to issue subpoenas, administer oaths and take testimony.

(g) Impose civil penalties as provided in this chapter and the rules of the Idaho plumbing board.

(h) In addition to any other penalties specified in this chapter, whenever any person violates the provisions of this chapter and the rules of the Idaho plumbing board, the administrator may maintain an action in the name of the state of Idaho to enjoin that person from any further violations. Such action may be brought either in the county in which the acts are claimed to have been or are being committed, or in the county where the defendant resides, or in Ada county.

(i) Upon the filing of a certified complaint in the district court, the court, if satisfied that the acts complained of have been, probably are being, or may be committed, may issue a temporary restraining order, or a preliminary injunction, or both, without bond, enjoining the defendant from the commission of any such act or acts constituting the violation.

(ii) A copy of the complaint shall be served upon the defendant and the proceedings shall thereafter be conducted as in other similar civil actions.

(iii) If the commission of the act or acts is established, the court shall enter a decree permanently enjoining the defendant from committing such act or acts. If an injunction issued under the provisions of this section is violated, the court, or the judge thereof at chambers, may summarily try and punish the offender for contempt of court.

(2) It shall be the duty of the administrator to give notice to cities that supply sewer service to areas outside their city limits and who have requested in writing such notice from the administrator of all permits issued relative to sewer installations. The notice shall be given within ten (10) days from the date the permit was requested for such installation. The notice shall contain a map of the physical location of the installation and reference to the date of inspection if the city so requests.

[(54-2607) 1957, ch. 214, sec. 12, p. 454; am. 1974, ch. 39, sec. 30, p. 1023; am. 1983, ch. 43, sec. 1, p. 101; am. and redesignated as sec. 54-2607, 1984, ch. 123, sec. 8, p. 286; am. 1996, ch. 421, sec. 54, p.

1438; am. 2004, ch. 250, sec. 8, p. 721; am. 2004, ch. 311, sec. 2, p. 873; am. 2005, ch. 25, sec. 98, p. 123; am. 2023, ch. 15, sec. 48, p. 103.]

54-2608. REVOCATION OF CERTIFICATES OF COMPETENCY -- SUSPENSION -- REFUSAL TO RENEW. The administrator of the division of occupational and professional licenses shall have on the recommendation of the board the power to revoke, suspend or refuse to issue a renewal of any certificate of competency if the same was obtained through error or fraud, or if the holder thereof is shown to be grossly incompetent or has a second time violated any of the rules prescribed by the board, or as prescribed by this act. Before the administrator shall refuse to grant a renewal of said certificate to any applicant or shall revoke or suspend any certificate previously granted, he shall hold a hearing giving such applicant or holder of said certificate fifteen (15) days written notice of his intended action by registered mail directed to the applicant or holder at the address given on said certificate or in the application for said certificate, stating generally the basis for his intended action; and the applicant or holder of said certificate shall have the opportunity to produce testimony in his own behalf at a time and place specified in said notice. The proceedings shall be governed by the provisions of [chapter 52, title 67](#), Idaho Code. If the administrator, after the hearing, shall refuse to grant a renewal of said certificate or shall suspend or revoke any certificate previously granted, said applicant or holder of a certificate may seek judicial review of the administrator's final order in accordance with the provisions of [chapter 52, title 67](#), Idaho Code. Any person whose certificate has been revoked may, after the expiration of one (1) year from the date of revocation, but not before, apply for a new certificate of competency.

[(54-2608) 1957, ch. 214, sec. 13, p. 454; am. 1974, ch. 39, sec. 31, p. 1023; redesignated as sec. 54-2608, 1984, ch. 123, sec. 9, p. 287; am. 1993, ch. 216, sec. 83, p. 657; am. 1996, ch. 421, sec. 55, p. 1439; am. 2023, ch. 15, sec. 49, p. 104.]

54-2609. CHARACTER OF EXAMINATION -- CERTIFICATION. The board shall determine the character and extent of the examination based upon the standards and requirements prescribed by this act, and upon certifications of examination results by the board, the director shall issue certificates of competency to the successful applicants.

[(54-2609) 1957, ch. 214, sec. 14, p. 454; am. 1974, ch. 39, sec. 32, p. 1023; redesignated as sec. 54-2609, 1984, ch. 123, sec. 10, p. 287.]

54-2610. CERTIFICATE A PREREQUISITE. It shall be unlawful for any person or firm, copartnership, association or corporation, to engage in the business, trade, practice or work of plumbing in this state after the adoption of this chapter, unless such person, or responsible person representing such firm, copartnership, association or corporation, has successfully passed an examination as provided herein and has issued to him a state certificate of competency, which shall not be transferable, and said certificates of competency shall not be required for sewer contractors, sewage disposal contractors, or any excavating or utility contractors, or for their employees, as set forth and defined in section [54-2602](#)(1)(f), Idaho Code.

[(54-2610) 1957, ch. 214, sec. 15, p. 454; am. 1975, ch. 173, sec. 2, p. 467; am. and redesignated as sec. 54-2610, 1984, ch. 123, sec. 11, p. 288; am. 2007, ch. 197, sec. 3, p. 600.]

54-2611. CLASSIFICATION OF COMPETENCY. There shall be three (3) classifications of competency in the business, trade, practice or work of plumbing and three (3) classifications of competency in the business, trade, practice or work of specialty plumbing, as follows:

(a) A plumbing contractor shall be any person, or a member, representative or agent of a firm, copartnership, association, or corporation skilled in the planning and supervision of the construction, installation, improvement, extension and alteration of plumbing systems, and who is familiar with the provisions of this act and the rules made by the Idaho plumbing board, and who is competent to offer and to assume to work on a contract basis and to direct the work of qualified employees. A contractor who in person does plumbing work shall also be qualified as a journeyman plumber, or have in his employ on all work a qualified journeyman.

(b) A plumbing journeyman shall be any person, who as his principal occupation, is engaged in the installation, improvement, extension and alteration of plumbing systems, and who is familiar with the provisions of this act and who works in the employ and under the direction of a plumbing contractor.

(c) A plumbing apprentice shall be any person, who as his principal occupation is engaged in learning and assisting in installation, improvement, extension and alteration of plumbing systems. Apprentices shall not perform plumbing work except under the supervision of a journeyman.

(d) A specialty contractor shall be any person, or a member, representative or agent of a firm, copartnership, association, or corporation skilled in the specialty classification for which he is certified and who is familiar with the provisions of this act and rules made by the Idaho plumbing board, and who is competent to offer and to assume work on a contract basis and to direct the work of qualified employees. A specialty contractor who in person does specialty work shall also be qualified as a specialty journeyman, or have in his employ on all work a specialty journeyman.

(e) A specialty journeyman shall be any person who is engaged in the specialty classification for which he is certified and who is familiar with the provisions of this act and who works in the employ and under the direction of a plumbing or specialty contractor.

(f) A specialty apprentice shall be any person who is engaged in learning and assisting in the specialty classification for which he is registered. Specialty apprentices shall not perform specialty work except under supervision of a specialty journeyman.

[(54-2611) 1957, ch. 214, sec. 16, p. 454; am. 1974, ch. 39, sec. 33, p. 1023; am. and redesignated as sec. 54-2611, 1984, ch. 123, sec. 12, p. 288; am. 1995, ch. 253, sec. 2, p. 829.]

54-2612. EXAMINATIONS -- TIME AND PLACE -- NOTIFICATION. Times and places for examinations shall be determined by the board and all applicants shall be notified thereof.

[(54-2612) 1957, ch. 214, sec. 17, p. 454; redesignated as sec. 54-2612, 1984, ch. 123, sec. 13, p. 288.]

54-2613. APPLICATION FOR EXAMINATION. All applications for examination shall be filed with the board on the form provided. When any person, or persons, is designated and authorized to be or act as an agent for the applicant, such authorization shall be in writing, signed by the applicant and the person designated, a certified copy of which shall be filed with the board. All applications shall expire and be cancelled after a period of one year if the applicant fails to appear for examination within such period.

[(54-2613) 1957, ch. 214, sec. 18, p. 454; redesignated as sec. 54-2613, 1984, ch. 123, sec. 14, p. 289.]

54-2614. APPLICATION AND REGISTRATION FEES. (1) All applicants shall pay to the board at the time of application for examination a fee in accordance with the following:

- (a) Application for Plumbing Contractor\$22.50
- (b) Application for Plumbing Journeyman 22.50
- (c) Application for Specialty Contractor22.50
- (d) Application for Specialty Journeyman22.50

(2) Apprentices and specialty apprentices shall not be required to be examined for competency, but shall register as an apprentice or a specialty apprentice with the division of occupational and professional licenses and maintain such registration during the entire period in which they are accruing their experience. The registration fee for apprentices shall be fifty dollars (\$50.00) per renewal. The registration fee for specialty apprentices shall be thirty dollars (\$30.00) per renewal. The board may contract with a professional testing service to administer any licensing examination, and any contracted professional testing service shall be responsible to establish and collect the examination fee. Any person who fails to pass the examination may apply for reexamination at the next scheduled examination upon payment of the examination fee. Should any person fail to pass the examination the second time, the board may refuse to allow a subsequent examination until the expiration of one (1) year.

[(54-2614) 1957, ch. 214, sec. 19, p. 454; am. 1983, ch. 246, sec. 1, p. 666; redesignated as sec. 54-2614, 1984, ch. 123, sec. 15, p. 289; am. 1995, ch. 253, sec. 3, p. 830; am. 2009, ch. 111, sec. 1, p. 363; am. 2023, ch. 15, sec. 50, p. 105.]

54-2614A. APPRENTICE AND SPECIALTY APPRENTICE REGISTRATION AND RENEWAL. Registration for an apprentice shall be valid for five (5) years and shall expire on the last day of the month in which it is set to expire unless renewed. Registration for a specialty apprentice shall be valid for three (3) years and shall expire on the last day of the month in which it is set to expire unless renewed. An apprentice registration or specialty apprentice registration may be renewed at any time during the month prior to its expiration. Failure of any apprentice to timely renew a registration shall cause a lapse of the registration, but it may be revived within one (1) year upon payment of the renewal fee.

[54-2614A, added 2004, ch. 244, sec. 1, p. 710; am. 2009, ch. 111, sec. 2, p. 364.]

54-2615. CERTIFICATE OF COMPETENCY. Upon the applicant's successful completion of an examination, as certified by the board, he shall be issued

a certificate of competency in the form of a card, providing thereon the holder's name, classification for which the applicant was examined, year current, space for the holder's signature, the certificate number, and the signature of the administrator of the division of occupational and professional licenses.

[(54-2615) 1957, ch. 214, sec. 20, p. 454; am. 1974, ch. 39, sec. 34, p. 1023; redesignated as sec. 54-2615, 1984, ch. 123, sec. 16, p. 289; am. 1996, ch. 421, sec. 56, p. 1440; am. 2023, ch. 15, sec. 51, p. 105.]

54-2616. FEES FOR CERTIFICATES -- PRORATING. (1) Before a certificate is issued, and for the renewal thereof, the successful applicant shall pay to the division of occupational and professional licenses a fee in accordance with the following schedule:

	Initial Fee	Renewal
Plumbing Contractor	\$75.00	\$36.00
Plumbing Journeyman	15.00	7.20
Specialty Contractor	75.00	36.00
Specialty Journeyman	15.00	7.20

(2) The administrator of the division of occupational and professional licenses shall have the authority to prorate and assess the initial certificate fees as follows: the amount of the initial fee, plus the product of one-twelfth (1/12) of the amount of the renewal fee for that particular category of certificate multiplied by the number of months in excess of twelve (12) for which the certificate is issued. No certificate shall be issued for less than twelve (12) months.

(3) The administrator of the division of occupational and professional licenses shall have the authority to prorate and assess the renewal fees as follows: the number of months the certificate will be in effect, multiplied by one-twelfth (1/12) of the renewal fee for that particular category of certificate. No renewal shall be issued for less than twelve (12) months.

[(54-2616) 1957, ch. 214, sec. 21, p. 454; am. 1974, ch. 39, sec. 35, p. 1023; am. 1983, ch. 246, sec. 2, p. 667; redesignated as sec. 54-2616, 1984, ch. 123, sec. 17, p. 289; am. 1995, ch. 253, sec. 4, p. 830; am. 1996, ch. 421, sec. 57, p. 1440; am. 2004, ch. 244, sec. 2, p. 710; am. 2023, ch. 15, sec. 52, p. 105.]

54-2617. CERTIFICATE EXPIRATION -- RENEWAL -- INACTIVE LICENSE -- TEMPORARY CONTRACTOR LICENSE -- RULES FOR STAGGERED SCHEDULE. (1) Certificates of competency shall be issued for a period of three (3) years and shall expire three (3) years from the date of issue, unless sooner revoked or suspended.

(2) A certificate of competency for plumbing contractor or journeyman may be renewed at any time during the month prior to its expiration by providing proof of completion of the continuing education requirements as established by the board and compliance with all other renewal requirements of statute or rule. A certificate of competency for plumbing specialty contractor and specialty journeyman may be renewed at any time during the month prior to its expiration by compliance with all renewal requirements of statute or rule.

(3) Failure of any holder to timely renew a certificate of competency shall cause lapse of the certificate, but it may be revived within two (2) years without examination only upon payment of the full initial fee.

(4) The administrator may renew, on an inactive basis, a certificate of competency for plumbing contractor or specialty contractor who is not engaged in plumbing contracting in this state. The board shall fix and collect an inactive license fee for such an inactive license renewal in an amount not to exceed thirty-six dollars (\$36.00). A plumbing contractor or specialty contractor holding an inactive license may not engage in the practice of plumbing contracting or specialty contracting in this state. A plumbing contractor or specialty contractor's inactive license may be converted to an active license by paying a processing fee of thirty dollars (\$30.00) to the administrator, by providing proof of completion of the continuing education requirements for the duration of the inactive period that would have been required during that period for an active license, and by furnishing a compliance bond in the amount of two thousand dollars (\$2,000) or evidence of such coverage by a corporate industry group bond acceptable to the board.

(5) In the event that a plumbing contractor dies or becomes otherwise incapacitated, a temporary plumbing contractor certificate of competency may be issued to an applicant who holds an active Idaho journeyman certificate of competency to represent the firm, company, copartnership, association or corporation previously represented by the deceased or incapacitated contractor. The holder of a temporary contractor certificate of competency may perform all the acts a plumbing contractor is authorized to do by this chapter and the rules promulgated by the board, with the exception of procuring a new permit from the division of occupational and professional licenses or from a city or soliciting new work. A temporary contractor certificate of competency shall be valid for a period not longer than ninety (90) days from the date it is issued, and it may be renewed one (1) time by the administrator upon written request of the holder of the certificate.

(6) The board shall promulgate rules to provide for a staggered schedule of issuing and renewing certificates of competency.

[(54-2617) 1957, ch. 214, sec. 22, p. 454; redesignated as sec. 54-2617, 1984, ch. 123, sec. 18, p. 290; am. 2004, ch. 244, sec. 3, p. 710; am. 2009, ch. 126, sec. 2, p. 406; am. 2015, ch. 194, sec. 1, p. 602; am. 2018, ch. 211, sec. 1, p. 479; am. 2023, ch. 15, sec. 53, p. 106.]

54-2618. CERTIFICATE TO BE DISPLAYED AND CERTIFICATES OF COMPETENCY AND REGISTRATION CARRIED OR IN VICINITY OF WORK SITE. All holders of valid certificates in the contractor and specialty contractor classifications shall display a sign or card, upon a form prescribed and furnished by the division of occupational and professional licenses, for public view in their place of business. All journeymen and specialty journeymen shall have their certificate of competency on their persons or in the immediate vicinity of the work site during working hours. Apprentices and specialty apprentices shall have evidence of registration on their persons or in the immediate vicinity of the work site during working hours.

[(54-2618) 1957, ch. 214, sec. 23, p. 454; am. 1974, ch. 39, sec. 36, p. 1023; am. and redesign. 1984, ch. 123, sec. 19, p. 290; am. 1995, ch. 253, sec. 5, p. 831; am. 1996, ch. 421, sec. 58, p. 1440; am. 2004, ch. 311, sec. 3, p. 874; am. 2023, ch. 15, sec. 54, p. 107.]

54-2619. MUNICIPAL FEES FOR PERMITS, INSPECTIONS -- EXCEPTIONS. No provision of this act shall deprive incorporated cities, including those specially chartered, from collections of fees from permits and inspections. Notwithstanding the provisions of sections [50-304](#), [50-306](#) and [50-606](#), Idaho Code, no cities, including those specially chartered, shall require occupational license fees from plumbing contractors and journeymen who possess a valid certificate of competency issued by the administrator of the division of occupational and professional licenses, except those cities that have qualified plumbing inspectors.

[(54-2619) 1957, ch. 214, sec. 24, p. 454; am. 1963, ch. 138, sec. 4, p. 392; am. 1983, ch. 246, sec. 3, p. 667; am. and redesignated as sec. 54-2619, 1984, ch. 123, sec. 20, p. 290; am. 1996, ch. 421, sec. 59, p. 1441; am. 2023, ch. 15, sec. 55, p. 107.]

54-2620. PERMITS REQUIRED -- EXCEPTIONS. (1) It shall be unlawful for any person, firm, copartnership, association or corporation to do, or cause or permit to be done, after the adoption of this act, whether acting as principal, agent or employee, any construction, installation, improvement, extension or alteration of any plumbing system in any building, residence or structure, or service lines thereto, in the state of Idaho, without first procuring a permit from the division of occupational and professional licenses authorizing such work to be done, except:

(a) Within the boundaries of incorporated cities, including those specially chartered, where such work is regulated and enforced by an ordinance or code equivalent to this chapter; or

(b) Within such additional area within five (5) miles of the city limits over which such city has elected to exercise jurisdiction relative to building drains and building sewers pursuant to section [50-606](#), Idaho Code, on buildings, residences and structures being converted from an on-site sewage disposal system to a sewage disposal system supplied by the city, where such work is regulated and enforced by an ordinance or code equivalent to this chapter. Cities shall provide the division of occupational and professional licenses written notice of the area over which such jurisdiction will be exercised. No city may exercise such jurisdiction within the limits of another city unless both cities have agreed by ordinance to allow such jurisdiction. For purposes of this chapter, building drain and building sewer will be defined according to the definition found in the uniform plumbing code or as adopted by the board, pursuant to section [54-2601](#), Idaho Code.

(2) Permits shall be issued only to a person holding a valid certificate of competency, to a firm, copartnership, association or corporation represented by a person holding a valid certificate of competency, or to a person excepted or for work excepted from the certificate of competency requirements pursuant to section [54-2602](#) (1) (a), (e), (f), (g), or (i), Idaho Code. Permits shall not be required for plumbing work described in section [54-2602](#) (1) (b), (c), or (d), Idaho Code.

(3) Provided, a licensed plumber is hereby authorized, after making application for permit and pending receipt of permit, to proceed and complete improvements or alterations to plumbing systems when the cost of said improvement or alteration does not exceed the sum of five hundred dollars (\$500). Inspection of such work shall be the responsibility of the permit holder pending an official inspection, which shall be made within sixty (60) days after notification of inspection.

[(54-2620) added 1957, ch. 214, sec. 25, p. 454; am. 1963, ch. 138, sec. 5, p. 392; am. 1974, ch. 39, sec. 37, p. 1023; am. 1982, ch. 287, sec. 1, p. 738; am. 1983, ch. 43, sec. 2, p. 102; am. and redessig. 1984, ch. 123, sec. 21, p. 290; am. 1996, ch. 421, sec. 60, p. 1441; am. 2007, ch. 197, sec. 4, p. 600; am. 2020, ch. 77, sec. 2, p. 167; am. 2023, ch. 15, sec. 56, p. 107.]

54-2621. WORK NOT REQUIRING PERMITS. A permit shall not be required for the clearing of stoppages or repairing of leaks in pipes, valves, fixtures, appliances or appurtenances of any plumbing system when such work does not involve or require any functional rearrangement of pipes, valves or fixtures comprising the plumbing system.

[(54-2621) 1957, ch. 214, sec. 26, p. 454; redesignated as sec. 54-2621, 1984, ch. 123, sec. 22, p. 291.]

54-2622. PERMITS -- APPLICATION -- REQUIREMENTS. Any person, firm, co-partnership, association or corporation entitled to receive a permit, shall make application to the board on the form provided. A description of the work proposed to be done, location, ownership, occupancy and use of the premises shall be given. The board may require plans and specifications and such other information as may be deemed necessary and pertinent before granting a permit. When it has been determined that the information furnished by the applicant is in compliance with this act, the permit shall be issued upon payment of the fees as hereinafter fixed.

[(54-2622) 1957, ch. 214, sec. 27, p. 454; am. and redesignated as sec. 54-2622, 1984, ch. 123, sec. 23, p. 291.]

54-2622A. INSPECTIONS OF MODULAR BUILDINGS -- WHEN AUTHORIZED -- APPROVAL AND CERTIFICATION. Notwithstanding the exception provided in subsection (1)(h) of section [54-2602](#), Idaho Code, the administrator of the division of occupational and professional licenses may make plumbing inspections of any modular building upon written request from the manufacturer.

(1) Inspections shall be made in accordance with the codes adopted in this chapter.

(2) Inspection fees shall be as provided in section [39-4303](#), Idaho Code.

(3) The administrator may issue inspection tags for inspections if the buildings are in compliance with the codes adopted in this chapter.

[54-2622A, added 2004, ch. 250, sec. 9, p. 722; am. 2007, ch. 197, sec. 5, p. 601; am. 2007, ch. 252, sec. 10, p. 747; am. 2023, ch. 15, sec. 57, p. 108.]

54-2623. FEE -- PERMIT -- INSPECTION. The applicant shall pay to the department at the time of application, a permit fee for each permit issued and an inspection fee in accordance with the schedule fixed by the Idaho plumbing board, which schedule shall not require inspection fees in amounts to exceed the expense of providing inspection.

[(54-2623) 1957, ch. 214, sec. 28, p. 454; am. 1974, ch. 39, sec. 38, p. 1023; am. and redesignated as sec. 54-2623, 1984, ch. 123, sec. 24, p. 292.]

54-2624. INSPECTION BY AGENT -- TESTS. All pipes, fittings, valves, vents, fixtures, appliances and appurtenances shall be inspected by a designated, qualified and properly identified agent of the division of occupational and professional licenses to ensure compliance with provisions of this act. In order to make inspections uniform and complete, the board shall make, promulgate and publish such rules as are necessary to ensure that any plumbing system has been designed, constructed, installed, improved, extended or altered in accordance with the provisions of this act and in accordance with the rules made, promulgated and published by the Idaho plumbing board.

[(54-2624) 1957, ch. 214, sec. 29, p. 454; am. 1974, ch. 39, sec. 39, p. 1023; redesignated as sec. 54-2624, 1984, ch. 123, sec. 25, p. 292; am. 1996, ch. 421, sec. 61, p. 1442; am. 2023, ch. 15, sec. 58, p. 108.]

54-2625. APPROVAL AND CERTIFICATION OF INSPECTION. The inspector shall either approve that portion of the work completed at the time of inspection or shall notify the permit holder wherein the same fails to comply with this act and the rules and regulations of the Idaho plumbing board, and when final inspection has been made and the work approved, the inspector shall certify to the owner or permit holder or agency serving the premises by attaching securely an inspector's tag at the approximate service entrance that inspection has been made and found satisfactory as required by this act and ready for service.

[(54-2625) 1957, ch. 214, sec. 30, p. 454; am. and redesignated as sec. 54-2625, 1984, ch. 123, sec. 26, p. 292.]

54-2626. NOTIFICATION FOR INSPECTION -- FEE FOR REINSPECTION. It shall be the duty of the permit holder to notify the nearest representative of the division of occupational and professional licenses at least twelve (12) hours prior to the time of inspection, exclusive of Sundays and holidays, that he will be ready for inspection at a stipulated time. When reinspection is required after the final inspection because of failure to meet requirements of this act, it shall be made at a flat charge not to exceed the cost of reinspection.

[(54-2626) 1957, ch. 214, sec. 31, p. 454; am. 1974, ch. 39, sec. 40, p. 1023; redesignated as sec. 54-2626, 1984, ch. 123, sec. 27, p. 292; am. 1996, ch. 421, sec. 62, p. 1442; am. 2023, ch. 15, sec. 59, p. 108.]

54-2627. APPOINTMENT OF INSPECTORS -- QUALIFICATIONS -- UNLAWFUL PRACTICES. The administrator of the division of occupational and professional licenses shall appoint such number of inspectors as may be required for the effective enforcement of this act. All inspectors shall be skilled in plumbing installations with not less than five (5) years actual experience, shall possess certificates of competency prior to appointment, and shall be fully familiar with the provisions of this act and rules made by both the administrator and the Idaho plumbing board. No inspector employed by the division of occupational and professional licenses and assigned to the enforcement of

this act shall be engaged or financially interested in a plumbing business, trade, practice or work, or the sale of any supplies connected therewith, nor shall he act as an agent, directly or indirectly, for any person, firm, co-partnership, association or corporation so engaged. Inspectors employed by municipalities electing to claim exemption under this act must possess the qualifications set forth in this section.

[(54-2627) 1957, ch. 214, sec. 32, p. 454; am. 1963, ch. 138, sec. 6, p. 392; am. 1974, ch. 39, sec. 41, p. 1023; am. and redesignated as sec. 54-2627, 1984, ch. 123, sec. 28, p. 293; am. 1996, ch. 421, sec. 63, p. 1442; am. 2000, ch. 120, sec. 2, p. 261; am. 2023, ch. 15, sec. 60, p. 109.]

54-2628. VIOLATION -- MISDEMEANOR. Any person, or a firm, copartnership, association or corporation by and through a member, representative or agent, who shall engage in the business, trade, practice or work of plumbing without a certificate of competency or without registration, or perform work without a permit as provided by this act, or who shall violate any provision of this act or the rules made by both the administrator of the division of occupational and professional licenses and the Idaho plumbing board herein provided for, or who shall refuse to perform any duty lawfully enjoined upon him by the administrator within the prescribed time, or who shall fail, neglect, or refuse to obey any lawful order given or made by the administrator shall be guilty of a misdemeanor and shall be subject to a fine of not less than ten dollars (\$10.00) or more than three hundred dollars (\$300), or to imprisonment in the county jail not to exceed thirty (30) days, or both. Each such violation shall constitute a separate offense.

[(54-2628) 1957, ch. 214, sec. 33, p. 454; am. 1974, ch. 39, sec. 42, p. 1023; redesignated as sec. 54-2628, 1984, ch. 123, sec. 29, p. 293; am. 1996, ch. 421, sec. 64, p. 1443; am. 2023, ch. 15, sec. 61, p. 109.]

54-2630. OCCUPATIONAL LICENSES FUND -- RECEIPTS AND DISBURSEMENTS. All fees, charges, and fines received by the board pursuant to the provisions of this chapter shall be deposited in the state treasury to the credit of the occupational licenses fund, and all costs and expenses incurred by the board under the provisions of this chapter shall be a charge against and paid from the fund for such purposes. The funds collected pursuant to this chapter shall be immediately available for the administration of this chapter, the provisions of any other law notwithstanding.

[54-2630, added 2021, ch. 224, sec. 59, p. 682.]