



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB4267

by Rep. Linda Chapa LaVia

SYNOPSIS AS INTRODUCED:

225 ILCS 320/6	from Ch. 111, par. 1105
225 ILCS 320/13.1	
225 ILCS 320/18	from Ch. 111, par. 1117

Amends the Illinois Plumbing License Law. Provides that no governmental unit shall act as a plumbing contractor. Further provides that a person employed by a governmental unit as a Plumbing Inspector is prohibited from acting as a plumbing contractor on behalf of the governmental unit.

LRB098 15201 ZMM 50187 b

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Plumbing License Law is amended by
5 changing Sections 6, 13.1, and 18 as follows:

6 (225 ILCS 320/6) (from Ch. 111, par. 1105)

7 Sec. 6. No municipal corporation or political subdivision
8 shall engage in plumbing unless such plumbing is performed on
9 property owned by the governmental unit and is performed by one
10 or more licensed plumbers, or licensed apprentice plumbers
11 under supervision in accordance with this Act, provided that
12 any such governmental unit may contract for plumbing with any
13 person authorized to engage in plumbing in this State.

14 (Source: P.A. 83-878.)

15 (225 ILCS 320/13.1)

16 Sec. 13.1. Plumbing contractors; registration;
17 applications.

18 (1) On and after May 1, 2002, all persons or corporations
19 desiring to engage in the business of plumbing contractor,
20 other than any entity that maintains an audited net worth of
21 shareholders' equity equal to or exceeding \$100,000,000, shall
22 register in accordance with the provisions of this Act. No

1 governmental unit shall act as a plumbing contractor.

2 (2) Application for registration shall be filed with the
3 Department each year, on or before the last day of September,
4 in writing and on forms prepared and furnished by the
5 Department. All plumbing contractor registrations expire on
6 the last day of September of each year.

7 (3) Applications shall contain the name, address, and
8 telephone number of the person and the plumbing license of (i)
9 the individual, if a sole proprietorship; (ii) the partner, if
10 a partnership; or (iii) an officer, if a corporation. The
11 application shall contain the business name, address, and
12 telephone number, a current copy of the plumbing license, and
13 any other information the Department may require by rule.

14 (4) Applicants shall submit an original certificate of
15 insurance documenting that the contractor carries general
16 liability insurance with a minimum of \$100,000 per occurrence,
17 a minimum of \$300,000 aggregate for bodily injury, property
18 damage insurance with a minimum of \$50,000 or a minimum of
19 \$300,000 combined single limit, and workers compensation
20 insurance with a minimum \$500,000 employer's liability. No
21 registration may be issued in the absence of this certificate.
22 Certificates must be in force at all times for registration to
23 remain valid.

24 (5) Applicants shall submit, on a form provided by the
25 Department, an indemnification bond in the amount of \$20,000 or
26 a letter of credit in the same amount for work performed in

1 accordance with this Act and the rules promulgated under this
2 Act.

3 (6) All employees of a registered plumbing contractor who
4 engage in plumbing work shall be licensed plumbers or
5 apprentice plumbers in accordance with this Act.

6 (7) Plumbing contractors shall submit an annual
7 registration fee in an amount to be established by rule.

8 (8) The Department shall be notified in advance of any
9 changes in the business structure, name, or location or of the
10 addition or deletion of the owner or officer who is the
11 licensed plumber listed on the application. Failure to notify
12 the Department of this information is grounds for suspension or
13 revocation of the plumbing contractor's registration.

14 (9) In the event that the plumber's license on the
15 application for registration of a plumbing contractor is a
16 license issued by the City of Chicago, it shall be the
17 responsibility of the applicant to forward a copy of the
18 plumber's license to the Department, noting the name of the
19 registered plumbing contractor, when it is renewed. In the
20 event that the plumbing contractor's registration is suspended
21 or revoked, the Department shall notify the City of Chicago and
22 any corresponding plumbing contractor's license issued by the
23 City of Chicago shall be suspended or revoked.

24 (Source: P.A. 97-365, eff. 1-1-12.)

25 (225 ILCS 320/18) (from Ch. 111, par. 1117)

1 Sec. 18. Local regulation; Department standards.

2 (1) It is hereby declared to be the policy of this State
3 that each city, town, village, township or county with a water
4 supply system or sewage disposal system or both should so soon
5 after the enactment of this Act as practicable, with the advice
6 of the State Department of Public Health, provide by ordinance,
7 bylaws or rules and regulations for the materials,
8 construction, alteration, and inspection of all plumbing
9 placed in or in connection with any building in any such city,
10 town, village, township, or county and to provide for and
11 appoint a competent Plumbing Inspector or more as required. The
12 Department may by rule establish voluntary standards for the
13 content and conduct of local plumbing regulation and inspection
14 programs and may evaluate and certify local programs that are
15 in compliance with the voluntary standards. The Department may
16 by rule establish voluntary education, training, and
17 experience standards for Plumbing Inspectors and may certify
18 Plumbing Inspectors who are in compliance with the voluntary
19 standards. Nothing contained in this Act shall prohibit any
20 city, town, village, township or county from providing for a
21 Plumbing Inspector or from requiring permits for the
22 installation and repair of plumbing and collecting a fee
23 therefor, but a city, town, village, township, or county that
24 requires a permit for installation and repair of plumbing may
25 not issue that permit without verification that the applicant
26 has a valid plumbing license or that the applicant is the owner

1 occupant of a single family residence that is the subject of
2 the permit. For the purpose of this Section, the term
3 "occupant" has the same meaning as in subsection (2) of Section
4 3 of this Act. No person shall be appointed as a Plumbing
5 Inspector who is not a licensed plumber under this Act,
6 including persons employed as Plumbing Inspectors in home rule
7 units. A person employed by a governmental unit as a Plumbing
8 Inspector is prohibited from acting as a plumbing contractor on
9 behalf of the governmental unit.

10 (2) The Department of Public Health shall conduct inquiry
11 in any city, town, village, township, or county or at any other
12 place in the State when reasonably necessary in the judgment of
13 the Director of the Department of Public Health to safeguard
14 the health of any person or persons in this State, on account
15 of piping or appurtenant appliances within any building, or
16 outside, when such piping and appliances are for the use of
17 plumbing as defined in this Act and for the use of carrying
18 sewage or waste within or from any building.

19 The Department of Public Health may conduct such inquiries
20 in any city, town, village, township or county in this State by
21 directing the Plumbing Inspector thereof to aid in or conduct
22 such inquiry or investigation in behalf of the Department of
23 Public Health or the Department of Public Health may designate
24 some other person or persons to conduct such investigation.

25 (Source: P.A. 94-132, eff. 7-7-05.)