

## **TITLE 860 INDIANA PLUMBING COMMISSION**

### **ARTICLE 1. GENERAL PROVISIONS**

#### **Rule 1. Licenses; Applications for Renewal**

##### **860 IAC 1-1-1 Officer leaving corporation; notice and new license application (Repealed)**

Sec. 1. *(Repealed by Indiana Plumbing Commission; filed Jan 16, 1992, 5:00 p.m.: 15 IR 1023)*

##### **860 IAC 1-1-2 Late license renewal; reinstatement fee (Repealed)**

Sec. 2. *(Repealed by Indiana Plumbing Commission; filed Oct 31, 1983; 1:21 pm: 7 IR 70)*

##### **860 IAC 1-1-2.1 Fee schedule Version a**

Authority: IC 25-28.5-1-8

Affected: IC 25-28.5-1-22

*NOTE: This version of section effective until January 1, 2009. See also following version of section, effective January 1, 2009.*

Sec. 2.1. The Indiana plumbing commission shall charge and collect the following fees:

- (1) For an application for examination as an individual plumbing contractor, a nonrefundable fee of fifty dollars (\$50) and a fee of fifty dollars (\$50) for each reexamination on one (1) of the two (2) exam parts not previously passed upon notice by the commission.
- (2) For the issuance of the initial plumbing contractor license, the following:
  - (A) When the license is issued in an odd-numbered year, fifty dollars (\$50).
  - (B) When the license is issued in an even-numbered year, one hundred dollars (\$100).
- (3) For the issuance of an initial license for a corporation, the following:
  - (A) When the license is issued in an odd-numbered year, fifty dollars (\$50).
  - (B) When the license is issued in an even-numbered year, one hundred dollars (\$100).
- (4) For an application for examination as an individual journeyman plumber a nonrefundable fee of thirty dollars (\$30) and a fee of thirty dollars (\$30) for each reexamination on one (1) of the two (2) exam parts not previously passed upon notice by the commission.
- (5) For issuance of the initial license for a journeyman plumber, the following:
  - (A) When the license is issued in an odd-numbered year, fifteen dollars (\$15).
  - (B) When the license is issued in an even-numbered year, thirty dollars (\$30).
- (6) For biennial renewal of a plumbing contractor's license, one hundred dollars (\$100) payable prior to December 1 of each odd-numbered year.
- (7) For biennial renewal of a license for a corporation, one hundred dollars (\$100) payable prior to December 1 of each odd-numbered year.
- (8) For biennial renewal of a journeyman plumber's license, thirty dollars (\$30) payable prior to December 1 of each odd-numbered year.
- (9) Application for a renewal received after the expiration date of December 31 of each odd-numbered year and prior to March 1 of the next even-numbered year shall be charged a reinstatement fee of fifteen dollars (\$15) in addition to the license renewal fee.
- (10) Applications for renewal received after March 1 of the next even-numbered year following expiration and no later than December 31 of the next odd-numbered year following expiration shall be charged the following reinstatement fees in addition to the applicable license renewal fees:
  - (A) Journeyman plumber, one hundred dollars (\$100).
  - (B) Plumbing contractor, two hundred dollars (\$200).
  - (C) Corporate plumbing contractor, two hundred dollars (\$200).
- (11) Applications for renewal received after December 31 of the next odd-numbered year following expiration shall be deemed invalid for renewal.

*(Indiana Plumbing Commission; 860 IAC 1-1-2.1; filed Oct 31, 1983, 1:21 p.m.: 7 IR 69; errata, 7 IR 71; filed Oct 29, 1984, 3:07*

*p.m.: 8 IR 214; filed Jul 30, 1985, 3:13 p.m.: 8 IR 2038; filed Feb 19, 1987, 8:30 a.m.: 10 IR 1390; filed Feb 19, 1990, 11:06 a.m.: 13 IR 1181; filed Jun 14, 1996, 3:00 p.m.: 19 IR 3108; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; filed Jul 17, 2002, 3:34 p.m.: 25 IR 4109, eff Jan 1, 2003; errata filed Nov 15, 2002, 3:40 p.m.: 26 IR 1109; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA)*

### **860 IAC 1-1-2.1 Fee schedule Version b**

Authority: IC 25-28.5-1-8

Affected: IC 25-1-8-5; IC 25-1-8-6; IC 25-28.5-1-22

*NOTE: This version of section effective January 1, 2009. See also preceding version of section, effective until January 1, 2009.*

Sec. 2.1. The Indiana plumbing commission shall charge and collect the following fees:

(1) If the commission administers the individual plumbing contractor examination, the examination or repeat examination fee is fifty dollars (\$50).

(2) For the issuance of the initial plumbing contractor license, the following:

(A) When the license is issued in an odd-numbered year, fifty dollars (\$50).

(B) When the license is issued in an even-numbered year, one hundred dollars (\$100).

(3) For the issuance of an initial license for a corporation, the following:

(A) When the license is issued in an odd-numbered year, fifty dollars (\$50).

(B) When the license is issued in an even-numbered year, one hundred dollars (\$100).

(4) If the commission administers the individual journeyman plumber examination, the examination or repeat examination fee is thirty dollars (\$30).

(5) For issuance of the initial license for a journeyman plumber, the following:

(A) When the license is issued in an odd-numbered year, fifteen dollars (\$15).

(B) When the license is issued in an even-numbered year, thirty dollars (\$30).

(6) If the commission elects to use a professional examination service under IC 25-1-8-5, an applicant for licensure by examination as either an individual plumbing contractor or journeyman plumber shall pay the examination or repeat examination fee assessed by the professional examination service that administers the examination directly to the professional examination service.

(7) For biennial renewal of a plumbing contractor's license, one hundred dollars (\$100) payable prior to December 1 of each odd-numbered year.

(8) For biennial renewal of a license for a corporation, one hundred dollars (\$100) payable prior to December 1 of each odd-numbered year.

(9) For biennial renewal of a journeyman plumber's license, thirty dollars (\$30) payable prior to December 1 of each odd-numbered year.

(10) Application for a renewal received:

(A) after the expiration date of December 31 of each odd-numbered year; and

(B) prior to March 1 of the next even-numbered year;

shall be charged a reinstatement fee of fifteen dollars (\$15) in addition to the license renewal fee.

(11) Applications for renewal received after March 1 of the next even-numbered year following expiration and not later than December 31 of the next odd-numbered year following expiration shall be charged the following reinstatement fees in addition to the applicable license renewal fees:

(A) Journeyman plumber, one hundred dollars (\$100).

(B) Plumbing contractor, two hundred dollars (\$200).

(C) Corporate plumbing contractor, two hundred dollars (\$200).

(12) Applications for renewal received after December 31 of the odd-numbered year shall comply with the requirements of IC 25-1-8-6.

*(Indiana Plumbing Commission; 860 IAC 1-1-2.1; filed Oct 31, 1983, 1:21 p.m.: 7 IR 69; errata, 7 IR 71; filed Oct 29, 1984, 3:07 p.m.: 8 IR 214; filed Jul 30, 1985, 3:13 p.m.: 8 IR 2038; filed Feb 19, 1987, 8:30 a.m.: 10 IR 1390; filed Feb 19, 1990, 11:06 a.m.: 13 IR 1181; filed Jun 14, 1996, 3:00 p.m.: 19 IR 3108; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; filed Jul 17, 2002, 3:34 p.m.: 25 IR 4109, eff Jan 1, 2003; errata filed Nov 15, 2002, 3:40 p.m.: 26 IR 1109; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA; filed Nov 26, 2008, 12:38 p.m.: 20081217-IR-860080538FRA, eff Jan 1, 2009)*

**860 IAC 1-1-3 Filing of bonds (Repealed)**

Sec. 3. *(Repealed by Indiana Plumbing Commission; filed Feb 15, 1989, 2:36 p.m.: 12 IR 1557)*

**860 IAC 1-1-4 Plumbing contractor bond forms; bond cancellation (Repealed)**

Sec. 4. *(Repealed by Indiana Plumbing Commission; filed Feb 15, 1989, 2:36 p.m.: 12 IR 1557)*

**860 IAC 1-1-5 Current bonding required (Repealed)**

Sec. 5. *(Repealed by Indiana Plumbing Commission; filed Feb 15, 1989, 2:36 p.m.: 12 IR 1557)*

**860 IAC 1-1-6 Corporate plumbing contractor; license conditions (Repealed)**

Sec. 6. *(Repealed by Indiana Plumbing Commission; filed Jan 16, 1992, 5:00 p.m.: 15 IR 1023)*

**860 IAC 1-1-7 Designated corporate officer or employee; responsibilities and replacement**

Authority: IC 25-28.5-1-8; IC 25-28.5-1-38

Affected: IC 25-28.5-1-13

Sec. 7. (a) This section governs the responsibility of a corporate plumbing contractor under IC 25-28.5-1-13(c).

(b) The individual or individuals named in the corporate license pursuant to IC 25-28.5-1-13(c)(3) shall be responsible to the commission for the use of the corporate license.

(c) The responsibility of an individual described in subsection (b) shall terminate only upon the written notice to the commission under subsection (d) of such individual's removal or resignation from said status, but such removal, resignation, or the failure to notify the commission thereof shall not terminate the obligation of the corporate plumbing contractor.

(d) When an individual described in subsection (b) is removed or resigns, the corporation must notify the commission within thirty (30) days and shall identify any replacement individual or individuals. *(Indiana Plumbing Commission; 860 IAC 1-1-7; filed Jul 30, 1985, 3:13 p.m.: 8 IR 2040; filed Feb 15, 1989, 2:36 p.m.: 12 IR 1556; errata filed May 8, 1989, 2:35 p.m.: 12 IR 2063; filed Jan 16, 1992, 5:00 p.m.: 15 IR 1022; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA)*

**860 IAC 1-1-8 Temporary plumbing contractor license**

Authority: IC 25-28.5-1-8; IC 25-28.5-1-38

Affected: IC 25-28.5-1-18.5

Sec. 8. (a) A temporary plumbing contractor license authorized by IC 25-28.5-1-18.5 shall be for six (6) month increments.

(b) Such temporary license shall not enable the holder thereof to perform actual plumbing services unless he is a currently licensed journeyman or a currently licensed plumbing contractor. However, the holder of a temporary license may employ a journeyman to perform actual plumbing services pursuant to the temporary license. If the holder is a licensed journeyman, he may perform plumbing contracting under the authority of the temporary license.

(c) The temporary license will be granted upon submission of the license fee in the amount of twenty-five dollars (\$25) for each six (6) month increment, as well as a fully executed bond on a form supplied by the commission.

(d) No temporary license will be issued to any applicant who fails to first appear before the commission or the executive director of the Indiana professional licensing agency to request the same.

(e) A temporary license granted by the executive director of the Indiana professional licensing agency is subject to ratification or refusal at the next regularly scheduled meeting of the commission. *(Indiana Plumbing Commission; 860 IAC 1-1-8; filed Dec 20, 1985, 9:13 a.m.: 9 IR 1099; filed Jun 14, 1996, 3:00 p.m.: 19 IR 3108; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; filed Jul 17, 2002, 3:34 p.m.: 25 IR 4110, eff Jan 1, 2003; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA)*

**860 IAC 1-1-9 Admission to examination Version a**

Authority: IC 25-28.5-1-8; IC 25-28.5-1-38

Affected: IC 25-28.5-1

*NOTE: This version of section effective until January 1, 2009. See also following version of section, effective January 1, 2009.*

Sec. 9. (a) This section and section 10 of this rule implement the requirements for admission to the journeyman plumber and plumbing contractor examination found in IC 25-28.5-1-12(c).

(b) "Plumbing trade" means being engaged in the work of plumbing (as that term is defined in IC 25-28.5-1-2(1)). The term includes doing plumbing work under the circumstances described in IC 25-28.5-1-32(2), IC 25-28.5-1-32(4), IC 25-28.5-1-32(6), IC 25-28.5-1-32(7), and IC 25-28.5-1-32(8) [*sic.*, IC 25-28.5-1-32(8)].

(c) "Apprenticeship program approved by the commission" means a program that meets the requirements of 860 IAC 2-1-1.

(d) "Four (4) year apprenticeship program" means satisfactory completion of a minimum of five hundred seventy-six (576) hours of classroom instruction and satisfactory completion of six thousand four hundred (6,400) hours of related on-job-training, over at least four (4) years.

(e) "Four (4) years of experience" means a minimum of six thousand four hundred (6,400) hours in the plumbing trade over at least four (4) years.

(f) No more than forty (40) hours shall be counted in any given calendar week toward meeting the requirements of either subsection (d) or (e). (*Indiana Plumbing Commission; 860 IAC 1-1-9; filed Jan 16, 1992, 5:00 p.m.: 15 IR 1022; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA*)

**860 IAC 1-1-9 Admission to examination Version b**

Authority: IC 25-28.5-1-8; IC 25-28.5-1-38

Affected: IC 25-28.5-1

*NOTE: This version of section effective January 1, 2009. See also preceding version of section, effective until January 1, 2009.*

Sec. 9. (a) This section and section 10 of this rule implement the requirements for admission to the journeyman plumber and plumbing contractor examination found in IC 25-28.5-1-12(c).

(b) "Plumbing trade" means being engaged in the work of plumbing (as that term is defined in IC 25-28.5-1-2(1)) under the circumstances described in:

(1) IC 25-28.5-1-32(2);

(2) IC 25-28.5-1-32(6); or

(3) IC 25-28.5-1-32(7).

(c) "Apprenticeship program approved by the commission" means a program that meets the requirements of 860 IAC 2-1-1.

(d) "Four (4) year apprenticeship program" means satisfactory completion of a minimum of five hundred seventy-six (576) hours of classroom instruction and satisfactory completion of six thousand four hundred (6,400) hours of related on-job-training, over at least four (4) years. Credit for previous education, training, or experience may be counted toward the total required hours for the apprenticeship program if granted by the Bureau of Apprenticeship and Training, a division of the United States Department of Labor, and approved by the commission. Credit must not exceed seventy-five percent (75%) of the total hours of the apprenticeship program requirement. Approved credit must be documented and presented with the original apprenticeship registration application.

(e) "Four (4) years of experience" means a minimum of six thousand four hundred (6,400) hours in the plumbing trade over at least four (4) years.

(f) Not more than forty (40) hours shall be counted in any given calendar week toward meeting the requirements of either subsection (d) or (e). (*Indiana Plumbing Commission; 860 IAC 1-1-9; filed Jan 16, 1992, 5:00 p.m.: 15 IR 1022; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA; filed Nov 26, 2008, 12:38 p.m.: 20081217-IR-860080538FRA, eff Jan 1, 2009*)

**860 IAC 1-1-10 Verification of employment**

Authority: IC 25-28.5-1-8; IC 25-28.5-1-38

Affected: IC 25-28.5-1-12

Sec. 10. (a) An applicant for admission to the plumbing contractor or journeyman plumber examination must submit with the

applicant's application affidavits from the applicant's employers verifying all experience in the plumbing trade, or work in a plumbing business under the direction of a licensed plumbing contractor, claimed in the applicant's application.

(b) If the applicant is unable to obtain any employer affidavit required by subsection (a), the applicant must submit an affidavit stating the inability and the reason why.

(c) Whether or not the employer affidavits provided for in subsection (a) have been submitted, the commission may seek such additional information from the applicant, any employer, or any third party as is necessary to determine whether the applicant meets the requirements for admission to the examination. (*Indiana Plumbing Commission; 860 IAC 1-1-10; filed Jan 16, 1992, 5:00 p.m.: 15 IR 1022; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA*)

#### **860 IAC 1-1-11 Licensed out-of-state applicants; certification of licensure required**

Authority: IC 25-28.5-1-8; IC 25-28.5-1-38

Affected: IC 25-28.5-1-12; IC 25-28.5-1-19

Sec. 11. An individual who is licensed in another state and who applies for admission to the examination under IC 25-28.5-1-12(d)(1), or licensure by reciprocity under IC 25-28.5-1-12(e) and IC 25-28.5-1-19, shall submit certification of licensure from the licensing authority in the other state. (*Indiana Plumbing Commission; 860 IAC 1-1-11; filed Jan 16, 1992, 5:00 p.m.: 15 IR 1023; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA*)

### **Rule 2. Definitions**

#### **860 IAC 1-2-1 "Maintenance" defined**

Authority: IC 25-28.5-1-38

Affected: IC 25-28.5-1-32

Sec. 1. The work of a "maintenance man" as described in IC 25-28.5-1-32(7) shall include anyone whose full-time work shall include repair of present operational plumbing systems. However, "maintenance" shall not include the installation of any nonexistent plumbing system nor shall it include remodeling of an existing plumbing system where the number of faucets, toilets, bathtubs, fountains, or other devices affecting the flow of water are increased beyond the original system. (*Indiana Plumbing Commission; 860 IAC 1-2-1; filed Oct 29, 1984, 3:09 p.m.: 8 IR 214; filed Jan 16, 1992, 5:00 p.m.: 15 IR 1023; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA*)

### **Rule 3. Examinations; Journeyman Plumber; Plumbing Contractor**

#### **860 IAC 1-3-1 Examination; journeyman plumber Version a**

Authority: IC 25-28.5-1-8; IC 25-28.5-1-38

Affected: IC 25-28.5-1

*NOTE: This version of section effective until January 1, 2009. See also following version of section, effective January 1, 2009.*

Sec. 1. (a) The journeyman plumber examination shall consist of a practical section and of a written section.

(b) The practical section of the examination shall include two (2) parts known as the following:

(1) The copper pipe project.

(2) The soil pipe project.

(c) The written section of the examination shall be a multiple-choice test.

(d) In order to pass the practical section of the examination, an individual must obtain scores of at least seventy percent (70%) on both of the following:

(1) The copper pipe project.

(2) The soil pipe project.

(e) An individual must obtain a score of at least seventy percent (70%) on the multiple-choice test in order to pass the written section of the examination. (*Indiana Plumbing Commission; 860 IAC 1-3-1; filed Oct 29, 1984, 3:11 p.m.: 8 IR 215; filed Feb 15, 1989, 2:36 p.m.: 12 IR 1556; filed Feb 19, 1990, 11:06 a.m.: 13 IR 1182; filed Sep 8, 1992, 5:00 p.m.: 16 IR 62, eff Oct 1, 1992 [IC*

4-22-2-36 suspends the effectiveness of a rule document for thirty (30) days after filing with the secretary of state. LSA Document #92-91 was filed Sep 8, 1992.]; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA)

**860 IAC 1-3-1 Examination; journeyman plumber Version b**

Authority: IC 25-28.5-1-8; IC 25-28.5-1-38

Affected: IC 25-28.5-1

NOTE: This version of section effective January 1, 2009. See also preceding version of section, effective until January 1, 2009.

Sec. 1. (a) An applicant for the journeyman plumber license must pass the examination required under this section.

(b) The journeyman plumber examination shall be multiple choice.

(c) An individual must obtain a passing score on the multiple-choice test in order to pass the examination. (*Indiana Plumbing Commission; 860 IAC 1-3-1; filed Oct 29, 1984, 3:11 p.m.: 8 IR 215; filed Feb 15, 1989, 2:36 p.m.: 12 IR 1556; filed Feb 19, 1990, 11:06 a.m.: 13 IR 1182; filed Sep 8, 1992, 5:00 p.m.: 16 IR 62, eff Oct 1, 1992 [IC 4-22-2-36 suspends the effectiveness of a rule document for thirty (30) days after filing with the secretary of state. LSA Document #92-91 was filed Sep 8, 1992.]; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA; filed Nov 26, 2008, 12:38 p.m.: 20081217-IR-860080538FRA, eff Jan 1, 2009)*

**860 IAC 1-3-1.1 Examination; plumbing contractor Version a**

Authority: IC 25-28.5-1-8; IC 25-28.5-1-38

Affected: IC 25-28.5-1

NOTE: This version of section effective until January 1, 2009. See also following version of section, effective January 1, 2009.

Sec. 1.1. (a) The plumbing contractor examination shall consist of a practical section, a written section, and a drawing section.

(b) The practical section of the examination shall include two (2) parts known as the following:

(1) The copper pipe project.

(2) The soil pipe project.

(c) The written section of the examination shall be a multiple-choice test.

(d) The drawing section of the examination shall test the applicant's ability and knowledge concerning sanitary drainage systems and water distribution systems.

(e) In order to pass the practical section of the examination, an individual must obtain scores of at least seventy percent (70%) on both of the following:

(1) The copper pipe project.

(2) The soil pipe project.

(f) An individual must obtain a score of at least seventy percent (70%) on the multiple-choice written section in order to pass the written section of the examination.

(g) An individual must obtain a score of at least seventy percent (70%) on the drawing section in order to pass the drawing section of the examination. (*Indiana Plumbing Commission; 860 IAC 1-3-1.1; filed Sep 8, 1992, 5:00 p.m.: 16 IR 62, eff Oct 1, 1992 [IC 4-22-2-36 suspends the effectiveness of a rule document for thirty (30) days after filing with the secretary of state. LSA Document #92-91 was filed Sep 8, 1992.]; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA)*

**860 IAC 1-3-1.1 Examination; plumbing contractor Version b**

Authority: IC 25-28.5-1-8; IC 25-28.5-1-38

Affected: IC 25-28.5-1

NOTE: This version of section effective January 1, 2009. See also preceding version of section, effective until January 1, 2009.

Sec. 1.1. (a) An applicant for the plumbing contractor license must pass the examination required under this section.

(b) The plumbing contractor examination shall be multiple choice.

(c) An individual must obtain a passing score on the multiple-choice examination. (*Indiana Plumbing Commission; 860 IAC 1-3-1.1; filed Sep 8, 1992, 5:00 p.m.: 16 IR 62, eff Oct 1, 1992 [IC 4-22-2-36 suspends the effectiveness of a rule document for thirty*

(30) days after filing with the secretary of state. LSA Document #92-91 was filed Sep 8, 1992.]; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA; filed Nov 26, 2008, 12:38 p.m.: 20081217-IR-860080538FRA, eff Jan 1, 2009)

**860 IAC 1-3-2 Retaking of journeyman plumber and plumbing contractor examination upon failure Version a**

Authority: IC 25-28.5-1-8; IC 25-28.5-1-38

Affected: IC 25-28.5-1

NOTE: This version of section effective until January 1, 2009. See also following version of section, effective January 1, 2009.

Sec. 2. (a) References in this section to the examination apply to both the journeyman plumber examination and the contractor examination unless a particular examination is specifically specified.

(b) An individual who does not pass the entire examination in the first attempt shall be entitled to take it as many as six (6) additional times under the exemptions from portions of the examination allowed in subsection (c). However, the last examination attempt may be no later than two (2) years after the date the individual was first scheduled to take the examination.

(c) An individual who passes:

(1) the practical section;

(2) the written section;

(3) one (1) part of the practical section; or

(4) for the plumbing contractor examination, the drawing section;

in any prior taking of the examination allowed under subsection (b), shall not be required to retake that portion in the remaining examination attempts allowed by subsection (b).

(d) An individual who does not qualify for any of the exemptions provided for in subsection (c) must retake the entire examination.

(e) Upon the exhaustion of all of the examination attempts allowed by subsection (b), an individual must file a new application and retake the entire examination.

(f) None of the exemptions contained in this section from retaking a section or part of a section of the journeyman plumber examination or the plumbing contractor examination shall apply to an individual taking the other examination. For example, an applicant for a journeyman plumber license who passes the practical section of the journeyman plumber examination who subsequently applies for a plumbing contractor license shall be required to pass the practical section of the plumbing contractor examination.

(g) Notwithstanding subsection (b), any individual who took the examination one (1) or more times prior to October 1, 1992, and did not pass it in its entirety:

(1) shall be entitled to six (6) additional examination attempts with the last being no later than September 30, 1994;

(2) for the first examination attempt after September 30, 1992, shall be entitled to the examination exemptions the individual would have had under this section as it read on September 30, 1992; and

(3) for the second and subsequent examination attempts after September 30, 1992, shall be entitled to the examination exemptions allowed by subdivision (2) plus those obtained after September 30, 1992, under subsection (c).

(Indiana Plumbing Commission; 860 IAC 1-3-2; filed Feb 15, 1989, 2:36 p.m.: 12 IR 1556; filed Feb 19, 1990, 11:06 a.m.: 13 IR 1182; filed Sep 8, 1992, 5:00 p.m.: 16 IR 63, eff Oct 1, 1992 [IC 4-22-2-36 suspends the effectiveness of a rule document for thirty (30) days after filing with the secretary of state. LSA Document #92-91 was filed Sep 8, 1992.]; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA)

**860 IAC 1-3-2 Retaking of journeyman plumber and plumbing contractor examination upon failure Version b**

Authority: IC 25-28.5-1-8; IC 25-28.5-1-38

Affected: IC 25-28.5-1

NOTE: This version of section effective January 1, 2009. See also preceding version of section, effective until January 1, 2009.

Sec. 2. (a) An individual who does not pass the entire examination in the first attempt shall be entitled to take it as many as six (6) additional times. However, the last examination attempt may be no later than two (2) years after the date the individual was first scheduled to take the examination.

(b) Upon the exhaustion of all of the examination attempts allowed by subsection (a), an individual must:

- (1) file a new application; and
- (2) retake the entire examination.

(c) An applicant who has not passed the written section or drawing section of the journey plumber or plumbing contractor examination before January 1, 2009, shall:

- (1) lose credit for the section passed; and
- (2) be required to retake the multiple-choice examination.

(d) An applicant that has passed the written section and drawing section of the journey plumber or plumbing contractor examination but has failed to pass the practical examination before January 1, 2009, shall qualify for licensure without having to pass the practical examination. *(Indiana Plumbing Commission; 860 IAC 1-3-2; filed Feb 15, 1989, 2:36 p.m.: 12 IR 1556; filed Feb 19, 1990, 11:06 a.m.: 13 IR 1182; filed Sep 8, 1992, 5:00 p.m.: 16 IR 63, eff Oct 1, 1992 [IC 4-22-2-36 suspends the effectiveness of a rule document for thirty (30) days after filing with the secretary of state. LSA Document #92-91 was filed Sep 8, 1992.]; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA; filed Nov 26, 2008, 12:38 p.m.: 20081217-IR-860080538FRA, eff Jan 1, 2009)*

**860 IAC 1-3-3 Examination requirements for journeyman plumber applying for a plumbing contractor license Version a**

Authority: IC 25-28.5-1-8; IC 25-28.5-1-38

Affected: IC 25-28.5-1

*NOTE: This version of section effective until January 1, 2009. See also following version of section, effective January 1, 2009.*

Sec. 3. A licensed journeyman plumber who subsequently applies for a plumbing contractor license shall be required to pass only the written and the drawing sections plumbing contractor examination. The provisions concerning examination attempts and exemptions found in section 2 of this rule shall apply to such individuals. *(Indiana Plumbing Commission; 860 IAC 1-3-3; filed Feb 15, 1989, 2:36 p.m.: 12 IR 1557; filed Feb 19, 1990, 11:06 a.m.: 13 IR 1183; filed Sep 8, 1992, 5:00 p.m.: 16 IR 64, eff Oct 1, 1992 [IC 4-22-2-36 suspends the effectiveness of a rule document for thirty (30) days after filing with the secretary of state. LSA Document #92-91 was filed Sep 8, 1992.]; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA)*

**860 IAC 1-3-3 Examination requirements for journeyman plumber applying for a plumbing contractor license (Repealed) Version b**

*NOTE: This version of section effective January 1, 2009. See also preceding version of section, effective until January 1, 2009.*

Sec. 3. *(Repealed by Indiana Plumbing Commission; filed Nov 26, 2008, 12:38 p.m.: 20081217-IR-860080538FRA, eff Jan 1, 2009)*

**860 IAC 1-3-4 Required study or training prior to retaking of journeyman plumber and plumbing contractor examinations (Repealed)**

Sec. 4. *(Repealed by Indiana Plumbing Commission; filed Sep 8, 1992, 5:00 p.m.: 16 IR 64, eff Oct 1, 1992 [IC 4-22-2-36 suspends the effectiveness of a rule document for thirty (30) days after filing with the secretary of state. LSA Document #92-91 was filed Sep 8, 1992.])*

**Rule 4. Advertising**

**860 IAC 1-4-1 Advertising for plumbing services**

Authority: IC 25-28.5-1-8; IC 25-28.5-1-38

Affected: IC 25-28.5-1-35

Sec. 1. (a) As used in IC 25-28.5-1-35(b), "written or printed advertising for plumbing services" includes, but is not limited to, the following:

- (1) Directories.



- (2) Periodicals.
- (3) Newspaper entries.
- (4) Signs.
- (5) Circulars.

*(Indiana Plumbing Commission; 860 IAC 1-4-1; filed Dec 20, 1985, 9:13 a.m.: 9 IR 1100; filed Oct 23, 1989, 4:50 p.m.: 13 IR 401; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA)*

**860 IAC 1-4-2 "Recognizably displayed" defined**

Authority: IC 25-28.5-1-8; IC 25-28.5-1-38

Affected: IC 25-28.5-1-31; IC 25-28.5-1-35

Sec. 2. (a) The requirement in IC 25-28.5-1-35(b) that a plumbing contractor's license number must be "recognizably displayed" in all forms of written or printed advertising for plumbing services means that the plumbing contractor's license number must be:

- (1) of adequate size; and
- (2) located within reasonable proximity of the advertising;

so that the number can be readily seen by an individual with normal vision when viewing the advertisement.

(b) The requirement in IC 25-28.5-1-35(b) that a plumbing contractor's number must be "recognizably displayed" on all vehicles that are used to provide plumbing services means that the plumbing contractor's license number must be:

- (1) of adequate size; and
- (2) located within reasonable proximity of the plumbing contractor's name or name of the business with which the plumbing contractor is associated;

so that the number can be readily seen by an individual with normal vision when viewing the name. *(Indiana Plumbing Commission; 860 IAC 1-4-2; filed Oct 23, 1989, 4:50 p.m.: 13 IR 401; errata, 13 IR 1862; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA)*

**860 IAC 1-4-3 Vehicles**

Authority: IC 25-28.5-1-8; IC 25-28.5-1-38

Affected: IC 25-28.5-1-31; IC 25-28.5-1-35

Sec. 3. The plumbing contractor's license number must appear on each side of a vehicle on which:

- (1) the plumbing contractor's name; or
- (2) name of the business with which the plumbing contractor is associated;

appears, but shall not be required to appear elsewhere on the vehicle. *(Indiana Plumbing Commission; 860 IAC 1-4-3; filed Oct 23, 1989, 4:50 p.m.: 13 IR 401; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA)*

**Rule 5. Competent Practice of Plumbing**

**860 IAC 1-5-1 Scope of rule**

Authority: IC 25-28.5-1-7

Affected: IC 25-28.5-1-27.1

Sec. 1. (a) This rule establishes standards for the competent practice of plumbing.

(b) Violation of any provision of this rule by a licensee shall be deemed a violation of IC 25-28.5-1-27.1. *(Indiana Plumbing Commission; 860 IAC 1-5-1; filed Nov 21, 1989, 1:15 p.m.: 13 IR 630; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA)*

**860 IAC 1-5-2 "Licensee" defined**

Authority: IC 25-28.5-1-7

Affected: IC 25-28.5-1-27.1

Sec. 2. As used in this rule, "licensee" has the meaning set forth in IC 25-28.5-1-27.1(a). (*Indiana Plumbing Commission; 860 IAC 1-5-2; filed Nov 21, 1989, 1:15 p.m.: 13 IR 630; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA*)

**860 IAC 1-5-3 "Political subdivision" defined**

Authority: IC 25-28.5-1-7

Affected: IC 36-1-2-13

Sec. 3. As used in this rule, "political subdivision" has the meaning set forth in IC 36-1-2-13. (*Indiana Plumbing Commission; 860 IAC 1-5-3; filed Nov 21, 1989, 1:15 p.m.: 13 IR 630; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA*)

**860 IAC 1-5-4 Compliance with Indiana plumbing commission's statute and rules**

Authority: IC 25-28.5-1-7

Affected: IC 25-28.5-1-27.1

Sec. 4. Licensees shall comply with the provisions of the following:

(1) IC 25-28.5.

(2) This title.

(*Indiana Plumbing Commission; 860 IAC 1-5-4; filed Nov 21, 1989, 1:15 p.m.: 13 IR 630; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA*)

**860 IAC 1-5-5 Use of unlicensed personnel prohibited**

Authority: IC 25-28.5-1-7

Affected: IC 25-28.5-1-27.1

Sec. 5. (a) Plumbing contractors shall not allow any employee or subcontractor to act in the capacity of a plumbing contractor or journeyman plumber unless that employee or subcontractor has a plumbing contractor's license or a journeyman plumber's license.

(b) Subsection (a) shall not be construed to require the following individuals to be licensed:

(1) helpers;

(2) laborers;

(3) registered apprentices; and

(4) other employees of a plumbing contractor or journeyman plumber;

who do not in any manner hold themselves out to the public as being plumbers. (*Indiana Plumbing Commission; 860 IAC 1-5-5; filed Nov 21, 1989, 1:15 p.m.: 13 IR 631; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA*)

**860 IAC 1-5-6 Obtaining plumbing permits from political subdivisions**

Authority: IC 25-28.5-1-7

Affected: IC 25-28.5-1-27.1

Sec. 6. Whenever required to do so by an ordinance of a political subdivision, plumbing contractors shall obtain permits to do plumbing work. (*Indiana Plumbing Commission; 860 IAC 1-5-6; filed Nov 21, 1989, 1:15 p.m.: 13 IR 631; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA*)

**860 IAC 1-5-7 Registration with political subdivisions**

Authority: IC 25-28.5-1-7

Affected: IC 25-28.5-1-33

Sec. 7. Whenever required to do so by an ordinance of a political subdivision, plumbing contractors shall register with the appropriate public official of the political subdivision. (*Indiana Plumbing Commission; 860 IAC 1-5-7; filed Nov 21, 1989, 1:15 p.m.:*

13 IR 631; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA)

**860 IAC 1-5-8 Completion of plumbing work**

Authority: IC 25-28.5-1-7

Affected: IC 25-28.5-1-27.1

Sec. 8. Plumbing contractors shall complete all plumbing work which they have contracted to perform unless they have legal cause to not perform the work. (*Indiana Plumbing Commission; 860 IAC 1-5-8; filed Nov 21, 1989, 1:15 p.m.: 13 IR 631; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA*)

**860 IAC 1-5-9 Compliance with other rules and standards**

Authority: IC 25-28.5-1-7

Affected: IC 25-28.5-1-27.1

Sec. 9. Licensees shall do all plumbing work in compliance with the following:

(1) 675 IAC 16, the Indiana plumbing code, as adopted by the fire prevention and building safety commission.

(2) To the extent that they may be capable of being violated while doing plumbing work, the rules of 675 IAC, the fire prevention and building safety commission.

(3) 327 IAC 8-7 [327 IAC 8-7 was repealed filed Jun 17, 1999, 1:50 p.m.: 22 IR 3379], rule of the water pollution control board, concerning school water supply and distribution systems.

(4) 327 IAC 8-8 [327 IAC 8-8 was repealed filed Jun 17, 1999, 1:50 p.m.: 22 IR 3379], rule of the water pollution control board, concerning mobile home park water supply and distribution systems.

(5) 327 IAC 8-9 [327 IAC 8-9 was repealed filed Jun 17, 1999, 1:50 p.m.: 22 IR 3379], rule of the water pollution control board, concerning agricultural camp water supply and distribution systems.

(6) 327 IAC 8-10, rule of the water pollution control board, concerning cross connections.

(7) 410 IAC 15-1-22(14) [410 IAC 15-1 was repealed filed Dec 21, 1994, 9:40 a.m.: 18 IR 1280; errata filed Jan 5, 1995, 4:20 p.m.: 18 IR 1290.], state board of health requirements for plumbing sewage disposal and water supply in hospitals.

(*Indiana Plumbing Commission; 860 IAC 1-5-9; filed Nov 21, 1989, 1:15 p.m.: 13 IR 631; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3237; readopted filed Jul 19, 2007, 12:57 p.m.: 20070808-IR-860070061RFA*)

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