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DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Plumbers Licensing Code
- 2) Code Citation: 68 Ill. Adm. Code 750
- 3) 

<u>Section Numbers:</u>	<u>Adopted Actions:</u>
750.110	Amendment
750.125	Amendment
750.210	Amendment
750.300	Amendment
750.310	Amendment
750.500	Amendment
750.510	Amendment
750.530	Amendment
750.710	Amendment
750.730	Amendment
750.800	Amendment
750.910	Amendment
- 4) Statutory Authority: Illinois Plumbing License Law [225 ILCS 320]
- 5) Effective Date of Amendments:
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? Yes
- 8) A copy of the adopted amendments, including any material incorporated by reference, is on file in the agency's principal office and is available for public inspection.
- 9) Notice of Proposed Amendments Published in Illinois Register: 39 Ill. Reg. 14297; November 6, 2015
- 10) Has JCAR issued a State of Objection to these amendments? No
- 11) Difference(s) between proposal and final version: The following changes were made a result of comments received during the first notice or public comment period:
  - In Section 750.310, the Department further amended the language to provide that the Department would seek the advice of the Plumbing Code Advisory Council in the development of future licensing exams.

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- In Section 750.730(b)(2)(F), the Department added language to include the name of the licensed plumber as well as the license number of both the plumbing contractor and licensed plumber.
- In Section 750.510, the Department restored original language regarding the supervision of continuing education courses.
- In Section 750.800, the Department revised language to more clearly follow the requirements of the Plumbing Licensing Act to not prohibit local governments from enacting local ordinances relating to plumbing, and restored language regarding the review of plumbing programs of governmental units.

The following changes were made in response to comments and suggestions of JCAR:

- In Section 750.310, the language was further amended the language to provide that the Department would also seek the advice of the Board of Plumbing Examiners in the development of future licensing exams.
- In Section 750.310(a), language regarding the examination was reinstated.

In addition, various typographical, grammatical, and form changes were made in response to the comments from JCAR

- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreements issued by JCAR? Yes
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This rulemaking updates the duties of the State Board of Plumbing Examiners, the provisions related to the administration of the Plumbing Licensing Examination, the plumbing education course requirements, the requirements to inspect plumbing and the duties and responsibilities of plumbers who inspect plumbing, amendments to the establishment of plumbing programs and ordinances by governmental units and amendments to plumbing inspector violations. The amendments will align the Code with the Act and provide clarity to existing processes utilized by the Department.

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- 16) Information and questions regarding these adopted amendments shall be directed to:

Elizabeth Paton  
Assistant General Counsel  
Division of Legal Services  
Illinois Department of Public Health  
535 W. Jefferson St., 5<sup>th</sup> floor  
Springfield, Illinois 62761

217/782-2043  
e-mail: [dph.rules@illinois.gov](mailto:dph.rules@illinois.gov)

The full text of the adopted amendments begin on the next page:

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TITLE 68: PROFESSIONS AND OCCUPATIONS  
CHAPTER IV: DEPARTMENT OF PUBLIC HEALTH

PART 750  
PLUMBERS LICENSING CODE

SUBPART A: GENERAL PROVISIONS

Section	
750.100	Applicability (Repealed)
750.110	Definitions
750.115	Statutory Authority (Repealed)
750.120	Administrative Hearings
750.125	Referenced Materials

SUBPART B: STATE BOARD OF PLUMBING EXAMINERS

Section	
750.200	Organization of the State Board of Plumbing Examiners
750.205	Election of Officers (Repealed)
750.210	Duties of the State Board of Plumbing Examiners
750.215	Duties of Chairman (Repealed)
750.220	Records of the State Board of Plumbing Examiners
750.225	Duties of Vice-Chairman (Repealed)
750.235	Quorum (Repealed)
750.245	Meetings (Repealed)

SUBPART C: ADMINISTRATION OF AND REQUIREMENTS FOR  
PLUMBING LICENSE EXAMINATION

Section	
750.300	Requirements for Admission to the Plumbing License Examination
750.310	Administration of the Plumbing License Examination
750.320	Plumbing License Examination Results
750.330	Course Credit (Repealed)

SUBPART D: PLUMBING PROGRAM FEES

Section	
750.400	Licensing of Plumbers

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750.410 Licensing of Apprentice Plumbers  
750.420 Documentation Required for Sponsors of Apprentices  
750.430 Plumbers' and Apprentice Plumbers' License Records

SUBPART E: PROGRAMS OF INSTRUCTION  
AND CONTINUING EDUCATION

Section  
750.500 Continuing Education Requirements for Licensed Plumbers  
750.510 Department Approval of Continuing Education Sponsors and Courses  
750.520 Continuing Education Course Records  
750.530 Department Approval and Evaluation of Courses of Instruction in Plumbing  
750.540 Topics for Approved Programs of Instruction in Plumbing and Approved  
Continuing Education Courses  
750.550 Programs of Instruction and Practical Training in Plumbing Approved as  
Equivalent to Illinois Licensed Apprenticeship

SUBPART F: REQUIREMENTS FOR PLUMBING FIRMS

Section  
750.600 Organization of Plumbing Firms

SUBPART G: ~~CERTIFICATION OF~~ PLUMBING INSPECTORS

Section  
750.700 Purpose and Authority for Certification of Plumbing Inspectors  
750.710 Certification of Plumbing Inspectors  
750.720 Renewal of Plumbing Inspector Certification and Continuing Education  
Requirements for Certified Plumbing Inspectors  
750.730 ~~Responsibilities of Certified~~ Plumbing Inspectors

SUBPART H: APPROVAL OF PLUMBING PROGRAMS  
ESTABLISHED BY GOVERNMENTAL UNITS

Section  
750.800 Governmental Units Establishing Plumbing Programs

SUBPART I: VIOLATIONS OF PLUMBER'S LICENSE  
AND PLUMBING INSPECTOR'S CERTIFICATION

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Section  
750.900 Plumber's and Apprentice Plumber's License Violations  
| 750.910 ~~Certified~~ Plumbing Inspector Violations

SUBPART J: CIVIL PENALTIES FOR UNLICENSED PLUMBERS

Section  
750.1000 Civil Penalties for Unlicensed Plumbers

SUBPART K: ADMINISTRATIVE FEES

Section  
750.1100 Plumbers' and Apprentice Plumbers' Examination and Licensure Fees  
750.1110 Other Fees

**AUTHORITY:** Authorized by and implementing the Illinois Plumbing License Law [225 ILCS 320].

**SOURCE:** Adopted at 2 Ill. Reg. 40, p. 1, effective October 1, 1978; codified at 5 Ill. Reg. 10870; Part repealed, new Part adopted at 13 Ill. Reg. 19564, effective December 1, 1989; emergency amendment at 16 Ill. Reg. 12785, effective July 30, 1992, for a maximum of 150 days; amended at 17 Ill. Reg. 417, effective December 28, 1992; recodified at 23 Ill. Reg. 14649; amended at 24 Ill. Reg. 12019, effective August 1, 2000; amended at 38 Ill. Reg. 19715, effective September 23, 2014; amended at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

SUBPART A: GENERAL PROVISIONS

**Section 750.110 Definitions**

For the purposes of this Part:

"Act" means the Illinois Plumbing License Law [225 ILCS 320].

"Agent" means an Illinois licensed plumber designated by a sponsor of an apprentice plumber as responsible for supervision of the apprentice plumber, with prior approval from the Department.

*"Apprentice plumber" means any licensed person who is learning and performing plumbing under the supervision of a sponsor or his agent in accordance with the provisions of the Act. (Section 2 of the Act)*

*"Approved apprenticeship program" means an apprenticeship program approved*

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*by the U.S. Department of Labor's Bureau of Apprenticeship and Training and the Department under this Part, including Joint Apprenticeship Committee (JAC) Programs. (Section 2 of the Act)*

*"Board" means the Illinois State Board of Plumbing Examiners. (Section 2 of the Act)*

"Certification" means the act of obtaining or holding a certificate of competency in plumbing inspection from the Department, pursuant to this Part.

"Certified plumbing inspector" means any licensed plumber to whom the Department has issued a certificate of competency to inspect plumbing in Illinois.

~~"Conflict of interest" means for a licensed plumbing inspector, or his or her agent or employee, to perform plumbing work and later conduct a certified inspection of the same plumbing work.~~

"Continuing education credit hour" means that 50 minutes of classroom time, excluding breaks, is equivalent to one credit hour.

"Course" means any class, seminar or other program of instruction in plumbing that has been approved by the Department for the purpose of complying with continuing education requirements.

"Course sponsor" means the person or legal entity who is registered pursuant to this Part and who is responsible for conducting a continuing education course approved by the Department.

*"Department" means the Illinois Department of Public Health, plumbing program. (Section 2 of the Act)*

*"Director" means the Director of the Illinois Department of Public Health. (Section 2 of the Act)*

"Governmental unit" means a city, village, incorporated town, county or sanitary or water district.

"Incompetence" means conduct in the performance of plumbing work that indicates a lack of ability to discharge the duties required to protect the health, safety and welfare of the public; failure to maintain competency in applying the

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standards set forth in the Illinois Plumbing Code; lack of knowledge of the fundamental principles of plumbing inspection or an inability to apply these principles; or failure to maintain competency in current plumbing inspection practices.

"Misconduct" means an act performed in the discharge of enforcement duties that jeopardizes the interests of the public, including violation of federal or State laws, local ordinances or administrative rules relating to the position, preparation of deficient or falsified reports, failure to submit information or reports required by law or contract when requested by the municipality or the Department, conduct that evidences a lack of trustworthiness, misrepresentation of qualifications such as education, experience or certification, illegal entry of premises, misuse of funds, or misrepresentation of authority.

*"Retired plumber" means any licensed plumber in good standing who meets the requirements of the Act and this Part to be licensed as a retired plumber and voluntarily surrenders his plumber's license to the Department, in exchange for a retired plumber's license. (Section 2 of the Act)*

"Revoke" means to permanently remove the plumbing license of a licensed plumber for violations of the Illinois Plumbing License Law, Illinois Plumbing Code or this Part.

*"Sponsor" means an Illinois licensed plumber or an approved apprenticeship program that has accepted an individual as an Illinois licensed apprentice plumber for education and training in the field of plumbing and whose name and license number or apprenticeship program number shall appear on the individual's application for an apprentice plumber's license. (Section 2 of the Act)*

"Suspend" means to temporarily remove the plumbing license of a licensed plumber for violations of the Illinois Plumbing License Law, Illinois Plumbing Code or this Part.

*"Telecommunications carrier" means a telecommunications carrier as defined in the Public Utilities Act. (Section 2 of the Act)*

(Source: Amended at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 750.125 Referenced Materials**

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The following materials are referenced in this Part:

- a) State Statute and Rules:
  - 1) Illinois Plumbing License Law [225 ILCS 320]
  - 2b) School Code [105 ILCS 5]
  - 3e) Illinois Plumbing Code (77 Ill. Adm. Code 890)
  - 4d) Practice and Procedure in Administrative Hearings (77 Ill. Adm. Code 100)
- b) Federal Statute  
Americans With Disabilities Act (42 USC 12101 et seq.)

(Source: Amended at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

SUBPART B: STATE BOARD OF PLUMBING EXAMINERS

**Section 750.210 Duties of the State Board of Plumbing Examiners**

The State Board of Plumbing Examiners ~~shall perform the duties described, as provided in Section 7 of the Act.~~ Illinois Plumbing License Law, exercises its duties under the supervision of the Department by:

- a) ~~preparing subject matter for the plumbing license examination;~~
- b) ~~assisting the Department in administering the plumbing license examination;~~
- c) ~~grading completed plumbing license examinations and reporting the results to the Director;~~
- d) ~~suggesting revisions to rules governing the plumbing license examination and hearings for suspension, revocation or reinstatement; and~~
- e) ~~submitting recommendations to the Director for the efficient administration of the Illinois Plumbing License Law.~~

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(Source: Amended at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

SUBPART C: ADMINISTRATION OF AND REQUIREMENTS FOR  
PLUMBING LICENSE EXAMINATION

**Section 750.300 Requirements for Admission to the Plumbing License Examination**

- a) To apply for admittance to the examination for a plumber's license, a person shall file an application for examination on forms provided by the Department.
  - 1) The application form may be obtained by downloading the application from the Department's website (<http://dph.illinois.gov/topics-services/environmental-health-protection/plumbing>) (<http://www.idph.state.il.us/envhealth/plumbing.htm>).
  - 2) The application shall be submitted to the Illinois Department of Public Health, 525 West Jefferson Street, 3<sup>rd</sup> Floor, Springfield, Illinois 62761.
  - 3) The Department will accept applications postmarked at least 30 days before the examination date. On each examination date, not more than 50 applicants (not more than 40 during winter months) will be examined. The examination will be scheduled at least once every three months. The Department and the Board may schedule additional examination dates as they deem necessary, based on the number of applicants.
  - 4) The Department and the Board will establish examination dates and locations. This information will be included with the examination application form.
- b) For each application the following materials must be received by the Department, postmarked at least 30 days before the examination date:
  - 1) A completed application form;
  - 2) A photograph of the face of the applicant at least 1½ inches by 2½ inches;
  - 3) Proof of eligibility as specified in subsection (e); and
  - 4) The required non-refundable application fee as specified in Section 750.1100.

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- c) The applicant shall be a citizen of the United States or shall have declared his or her intent to become a citizen. (Notarized papers, such as "Intent to File for Citizenship", shall be submitted to the Department.)
- d) The applicant shall have completed at least a two year course of study in a high school, or an equivalent course of study, equal to 10 credit hours;
- e) To be eligible for the plumbing license examination, an applicant shall possess one of the following combinations of experience and education and shall provide proof of experience and education as follows:
  - 1) Illinois licensed apprentice plumber:
    - A) Each applicant shall have served a minimum of four years as an Illinois licensed apprentice plumber.
    - B) Each applicant who has served an apprenticeship shall be able to establish that he or she received instruction through practical experience under the supervision of a licensed plumber.
    - C) The term of apprenticeship shall be not less than 1,400 hours per year, for a total of 5,600 hours in four years.
  - 2) Illinois licensed apprentice plumber with training or education:
    - A) Each applicant shall have served at least two years as an Illinois licensed apprentice plumber and have two years of approved courses in plumbing (see Section 750.540) for a total of 5,600 hours.
    - B) Proof of practical experience shall be provided as specified in subsection (e)(1)(B).
    - C) A person who submits evidence of classroom or laboratory training in a vocational or trade school, a branch of the military service, or a college or university shall be given credit hours at the rate of two credit hours for each classroom hour, not to exceed a maximum of 24 months' credit.

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- D) Evidence shall consist of transcripts, degrees, military service records or certificates of completion. If the course submitted by an applicant for the plumbing license examination has already been evaluated and approved by the Department, the applicant need only verify participation in the course.
- 3) Licensed apprentice in another state or territory of the United States:
- A) Each applicant shall have the equivalent of four years as a licensed apprentice in another state or territory of the United States.
  - B) Proof of practical experience shall be provided as specified in subsection (e)(1)(B).
  - C) A person who submits evidence of experience in plumbing through an apprentice plumbing program in another state or territory of the United States, or a municipality in another state or territory, other than the State of Illinois shall be given credit on an hour-for-hour basis toward the minimum four years of apprenticeship required.
- 4) A person who has completed a course of study approved by the Department as equivalent to a four year apprenticeship served by an Illinois licensed apprentice plumber:
- A) An approved course of instruction in plumbing shall cover the subject areas and provide the number of hours of instruction and practical training specified in Section 750.550. An approved course of instruction shall total 2,800 hours of credit.
  - B) Evidence shall consist of transcripts, degrees or certificates of completion to verify completion of a course that has been evaluated and approved by the Department.
- 5) Licensed plumber in another state, municipality or territory of the United States with no apprentice plumber program:
- A) Documents verifying licensure and plumbing experience and training will be considered on an hour-for-hour basis toward meeting the apprenticeship requirement of 1,400 hours per year. An applicant shall obtain documentation from the licensing state,

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municipality, or territory to verify to the Department that he/she was tested to obtain his/her license and that the test consisted of at least three areas – knowledge of plumbing design, practical or working skill evaluation, and knowledge of plumbing standards applicable to the licensing entity's jurisdiction (see Section 750.310).

- B) A copy of the rules from the licensing entity pertaining to the licensing of plumbers shall accompany the examination application.
- 6) Licensed plumber in a foreign state:
- A) Each applicant shall have at least two years of experience as an Illinois licensed apprentice plumber or two years of courses in plumbing, approved in accordance with Section 750.540.
  - B) Documentation of the applicant's license issued by a foreign state shall be submitted.

(Source: Amended at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 750.310 Administration of the Plumbing License Examination**

The examinations administered to applicants for a plumber's license shall be uniform and comprehensive and shall be administered in a manner prescribed in subsection (a), with the advice of the Plumbing Code Advisory Council and Board of Plumbing Examiners. The examinations shall test applicants' knowledge and qualifications in the planning and design of plumbing systems; their knowledge, qualifications, and practical manual skills in plumbing; and their knowledge of the Illinois Plumbing Code. The Department will provide reasonable accommodations for applicants with disabilities in accordance with the Americans With Disabilities Act. An applicant who may require an accommodation to take the examination due to a disability shall submit acceptable documentation of the disability and a proposal for accommodation to the Department at least 10 business days before the exam date. Acceptable documentation includes a current statement or documentation from a physician licensed to practice medicine in all its branches, or a licensed chiropractic physician, in Illinois verifying the disability and providing a specific proposal for accommodation as it relates to the disability. The statement shall be on the physician's letterhead and include the address, phone number and signature of the physician, date prepared, and the name of the applicant.

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- a) The examination for a plumber's license shall consist of the following:
- 1) Knowledge Assessment~~Written questions~~ (true/false or multiple choice or fill in the blank). Questions will be based on the Illinois Plumbing Code. ~~All applicants shall be required to read the examination questions and write the answers unassisted.~~
  - 2) Construction Drawings~~Drawings or Plans-charts~~. The applicant will be required to interpret construction drawings or plans, either on paper or electronically, and either complete those construction drawings or plans or answer questions sufficient to demonstrate knowledge of plumbing fixtures, piping techniques and Code compliance. ~~complete charts that show plumbing fixtures and that require drainage and vent lines to be added.~~
  - 3) Practical Application Assessment.~~(shop)~~. Projects requiring the use of current plumbing techniques and materials will be completed as part of the examination. Materials will be selected from Appendix A, Table A of the Illinois Plumbing Code. The examinee will be provided a drawing and instructions for completion of each project to be assembled during the practical application assessment. ~~copper, cast iron, lead and plastic to be assembled as indicated in the assignment will be assigned to each applicant. All three parts of the practical examination shall be completed before any part is eligible for grading.~~
- b) ~~An applicant who has a physical disability will be assisted with unloading, carrying, and reloading of tools or equipment; but the applicant shall take all parts of the examination unassisted.~~
- be) Each applicant will be responsible for providing his/her own tools and other required material. Each applicant will be advised in writing as to what to bring to the examination.
- cd) Only persons authorized by the Department ~~No persons other than the Board, Department staff, and those persons directly associated with the examinee for the transport of necessary equipment~~ are permitted in the examination area.
- de) Any applicant~~examinee~~ wearing a shirt, jacket, cap or any article of clothing bearing pictures, writing, inscriptions or logos of any kind will not be permitted into the examination. Safety glasses shall be worn at all times when in the shop.

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- ~~ef)~~ ~~An applicant~~~~Upon starting the examination, an examinee~~ will not be permitted to leave the examination area without permission.
- ~~fg)~~ The maximum grade value of each part of the examination shall be 100 points. An ~~applicant~~~~examinee~~ must make an average of 75 or above on the examination and a grade of 61 or above on each part of the examination to pass.
- ~~gh)~~ An ~~applicant~~~~examinee~~ who fails to pass the examination shall be admitted to a subsequent regularly scheduled examination after filing a retake application form and fee. The application and fee shall be submitted in accordance with Section 750.300.
- ~~i)~~ ~~An examinee who fails to pass the examination and applies to take the examination again shall retake all parts of the examination, even if the examinee passed one or more parts of the examination the first time it was taken.~~
- ~~hj)~~ An ~~applicant~~~~examinee~~ who is observed cheating during the course of an examination shall be immediately expelled from the examination in progress and ~~shall appear before the Board of Plumbing Examiners and representatives of the Department on the day that the offense occurs. The Board shall recommend that~~ ~~applicant's~~the examination will be declared void. ~~A written record of the meeting shall be made and become a part of the examinee's file. The Board shall make as a part of the record its recommendations concerning the examinee a part of the record and shall forward the recommendations to the Department.~~
- 1) The Department will send to the applicant observed cheating a notice of intent to deny the applicant's application for examination and bar the applicant from reapplying for examination for a period of not less than six months~~or suspend the applicant's license~~. The applicant ~~may~~shall request a hearing, in writing, to contest the Department's notice within the time specified in the notice. If the applicant does not request a hearing in writing within the time specified in the notice, the applicant's right to a hearing shall be waived.
- 2) All hearings shall be conducted in accordance with the Department's Rules of Practice and Procedure in Administrative Hearings (77 Ill. Adm. Code 100).
- ~~3) The Department will advise the Board of its final decision concerning the examinee.~~

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(Source: Amended at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

SUBPART E: PROGRAMS OF INSTRUCTION  
AND CONTINUING EDUCATION

**Section 750.500 Continuing Education Requirements for Licensed Plumbers**

- a) Each licensed plumber shall, as a condition of each annual license renewal after the first license renewal, provide proof of completion of four hours of continuing education. Continuing education hours shall be completed in one or more courses offered by course sponsors approved by the Department pursuant to Section 750.510.
- b) A licensed plumber is not required to complete continuing education for the year in which ~~that~~~~the~~ person's plumbing license was initially issued.
- c) A licensed retired plumber is not required to complete continuing education unless the licensed retired plumber wishes to restore his or her license to the status of a licensed plumber. The Department will determine the number of continuing education hours required for a change in licensure, based on the length of time the plumber has been retired in accordance with subsection (a).
- d) Licensed plumbers who have been found to have committed repeated violations of the Illinois Plumbing Code shall complete a minimum of two hours of additional continuing education conducted by the Department, at a time and location to be determined by the Department.

(Source: Amended at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 750.510 Department Approval of Continuing Education Sponsors and Courses**

The Department ~~will~~~~shall~~ maintain a list of approved continuing education course sponsors. Sponsors may include universities, colleges, professional trade associations, unions, vocational schools, firms, individuals, corporations, or any entity that meets the criteria provided by the Department ~~and the Board of Plumbing Examiners~~.

- a) Registration. Each continuing education course sponsor shall register with the Department before submitting course materials for approval by the Department. Registration shall be valid for three years from the date of issuance.

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- 1) Course sponsors shall register using a form provided by the Department and shall include:
  - A) the name, address, and phone and fax numbers of the applicant;
  - B) the names and addresses of any persons who have received or will receive any portion of revenues generated from the course;
  - C) the name, address and Illinois license number of the plumber supervising the continuing education course.
- 2) The course sponsor shall report to the Department any change to the information submitted in the initial registration before conducting its next course~~within 30 days after such change takes effect.~~
- b) Continuing Education Course Approval~~education course approval.~~
  - 1) A separate application for approval must be submitted to the Department on forms provided by the Department for each course offered by a course sponsor.
  - 2) An application for approval of a continuing education course may be submitted only by sponsors registered with and approved by the Department.
  - 3) A continuing education course shall provide instruction in at least one of the subject areas specified in Section 750.540.
  - 4) A course application shall include a course syllabus containing the following information: name and assigned number of the course, name and registration number of the sponsor, name of the instructor or presenter, an outline of the course, the amount of time needed to present the course, and the course objectives.
  - 5) A syllabus is not required for seminars held at product shows, but the application for approval shall include the name and assigned number of the seminar, name and registration number of the sponsor, name of the instructor or presenter, the amount of time needed to present the seminar, and the objectives of the seminar.

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- 6) A course application shall include the qualifications of the instructor or presenter.
  - 7) The course sponsor shall report to the Department any change to the information submitted in the initial application for continuing education course approval before conducting its next course~~within 30 days after such change takes effect.~~
  - 8) Course approval is valid for three years from the date of issuance, unless changes in course information do not meet the approval criteria of this Section.
  - 9) Courses will be assigned a course number. The course number and the sponsor's number shall appear on all advertisements for the course.
  - 10) Seminars held at product shows may be approved for continuing education credit by the Department, based on the material presented and the length of the seminar. The sponsor or facilitator of the product show must be a registered course sponsor.
- c) The Department may deny, suspend or revoke approval of any course sponsor ~~and/or~~ may issue a fine to any course sponsor who:
- 1) Attempts to obtain or obtains registration or course approval through fraudulent means, including false statements and misrepresentation of facts, whether intentional or through negligence;
  - 2) Does not provide complete and accurate information in either the initial registration or in any notification of changes to ~~that~~such information;
  - 3) Does not provide the Department with changes to the information submitted in the initial registration before conducting its next course,~~within 30 days after such changes take effect;~~
  - 4) Advertises a course as being approved by the Department before ~~such~~ approval is received;
  - 5) Does not maintain records as required in Section 750.520~~subsection (c) of this Section;~~

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- 6) Does not report information to the Department as required in subsections (a) and (b) ~~of this Section.~~

(Source: Amended at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 750.530 Department Approval and Evaluation of Courses of Instruction in Plumbing**

- a) A college, university, trade school or vocational school that has established a program providing a course of instruction in plumbing may submit a letter to the Department requesting approval of its program or course of instruction.
- 1) The request for approval shall include information on the curriculum offered by the program, qualifications of the instructors, and information indicating that the teaching facility to be used for the program provides both shop and classroom facilities.
- 2) For a program to be approved, it shall provide instruction in plumbing that is supervised by a licensed plumber ~~courses.~~
- b) The Department will evaluate a training program before making a determination to approve or deny a request for approval. Approval will be granted based on the information included in the request letter, including confirmation of the qualifications of the instructors, evidence that the program's courses provide instruction in the subject areas specified in Section 750.540, and determination that the teaching facility provides both shop and classroom facilities.
- c) Each instructor participating in a program of instruction in plumbing shall be considered qualified by meeting one of the criteria specified in subsections (c)(1) through (3). The instructor shall provide verification of the license or certificate. A copy of the instructor's educator license will establish verification.
- 1) An Illinois licensed plumber;
- 2) An individual who possesses a provisional career and technical educator endorsement on an educator license, issued by the State Board of Education pursuant to Section 21B-20 of the School Code (see 23 Ill. Adm. Code 25.72), in a field related to plumbing (such as hydraulics, pneumatics, or water chemistry); or

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- 3) A representative of an industry or a manufacturing business related to plumbing, including, but not limited to, the copper industry, plastic pipe industry or cast iron industry. Courses that are taught by industry representatives shall be educational and shall not be sales oriented. Industry representatives shall be assisted by an Illinois licensed plumber during the presentation of a course of instruction.
- d) The Department may evaluate an approved program to determine the ongoing effectiveness of the training program. An evaluation will be conducted:
  - 1) As the result of a complaint to the Department;
  - 2) Upon the failure of 25% of students from the program who complete the plumbing license examination; or
  - 3) As a result of changes in the curriculum.
- e) The program's curriculum will be evaluated for compliance with the list of topics for courses of instruction in plumbing in Section 750.540.
- f) The program's facilities will be evaluated for its suitability for training in the practice of plumbing in all its forms and the type of tools, condition of tools, safety devices, and ventilation for the discharge of heat, smoke, and fumes.
- g) The Department will notify the training program sponsor of all deficiencies determined in the evaluation.
  - 1) The program sponsor shall contact the Department within 15 days after receiving the notice of deficiencies to arrange a plan of correction for the deficiencies. The program sponsor shall have not less than 30 and not more than 90 days from the date of the notice of deficiencies to remedy the deficiencies. The specific time period for correction will be stated in the notice of deficiencies.
  - 2) If the deficiencies are not remedied within the time frame specified in subsection (g)(1)(a), the Department will withdraw its approval in writing. Upon withdrawal of approval, the training program sponsor shall have the right to request a hearing. (See Section 750.120.)

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(Source: Amended at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

SUBPART G: ~~CERTIFICATION OF~~ PLUMBING INSPECTORS

**Section 750.710 Certification of Plumbing Inspectors**

~~All persons who inspect plumbing in the State shall meet the minimum requirements for certification established in this Part. No person shall inspect plumbing in the State without first obtaining certification from the Department. Licensed plumbers providing plumbing inspection services to a unit of local government authorized under the Plumbing Licensing Law may continue for a period of not more than six months from October 1, 2014 to provide inspection service, after which the certification requirements of this Part shall apply.~~ The Department will issue a plumbing inspector's certification to any licensed plumber who meets the qualifications for a plumbing inspector specified in this Section and who pays to the Department the required fees specified in Section 750.1100.

- a) The application form may be obtained by downloading the application from the Department's website (<http://dph.illinois.gov/sites/default/files/licensecertificate/plumbinginspectorcertificationexaminationapplication.pdf> (<http://www.idph.state.il.us/envhealth/plumbing.htm>)).
- b) The application shall be submitted to the Illinois Department of Public Health, 525 West Jefferson Street, 3<sup>rd</sup> Floor, Springfield, Illinois 62761.
- c) To qualify for certification as a plumbing inspector, an applicant shall:
  - 1) Be currently licensed by the Department as a plumber. An apprentice plumber's license or retired plumber's license shall not be used to fulfill this requirement.
  - 2) Have held an Illinois plumbing license for at least seven years. An apprentice plumber's license or retired plumber's license shall not be used to fulfill this requirement.
  - 3) Have passed the examination administered by the Department for certification of plumbing inspectors.
    - A) The Department will accept applications for the examination at any time during normal business hours.

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- B) The Department will schedule examinations when it has sufficient applicants, in the opinion of the Department, to establish an examination date and location. Applicants will also be allowed to take the examination at any time acceptable to the Department.

(Source: Amended at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 750.730 ~~Responsibilities of Certified~~ Plumbing Inspectors**

- a) Any plumbing inspector certified pursuant to this Part may inspect any private or public property for the purpose of investigating conditions relating to the enforcement of the Illinois Plumbing Code and the Illinois Plumbing License Law.
- b) Any licensed plumber who inspects plumbing shall:
- 1) Not inspect any plumbing that the licensed plumber has directly or indirectly caused to be installed, modified or repaired.
  - 2) Provide, upon completion of a plumbing inspection, a written report, either in paper or electronic form, that sets forth the following:
    - A) The specific violation, if any, with citation to the applicable code;
    - B) the name address, phone number, Illinois plumbing license number and email of the inspector issuing the report;
    - C) the date of the inspection;
    - D) the date or dates by which the violation or violations must be cured;
    - E) the authority under which the inspection was conducted; and
    - F) the name, phone number, Illinois plumbing license number and email of the plumbing contractor and licensed plumber responsible for the work.
  - 3) Cooperate with the Department in any investigation or inquiry it may conduct concerning plumbing.

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(Source: Amended at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

SUBPART H: APPROVAL OF PLUMBING PROGRAMS  
ESTABLISHED BY GOVERNMENTAL UNITS

**Section 750.800 Governmental Units Establishing Plumbing Programs**

- a) This Part does not prohibit governmental units from enacting a minimum code of standards for the design of plumbing materials and the operation and maintenance of plumbing systems, and ordinances or rules for the inspection of plumbing systems. Any ordinances ~~or rules~~ adopted by a governmental unit shall be at least as stringent as the Illinois Plumbing Code, as required by Section 36 of the Act. For purposes of this subsection (a) and subsection (b), the term "governmental unit" shall mean a city, town, village, township or county with a water supply system or sewage disposal system or both.
- b) ~~Before~~If a governmental unit ~~adopts an ordinance~~adopts ordinances that ~~is~~are more stringent than the Illinois Plumbing Code, a copy of ~~that such~~ ordinance ~~or rule~~, including all amendments, shall be submitted to the Department for review. The Department shall review a proposed local ordinance within 45 business days after receipt of the ordinance and shall, within that time period, communicate any suggested changes, revisions or objections to the unit of local government. If such plan is approved by the Department, the ordinance shall prevail in lieu of the Illinois Plumbing Code. The Department shall issue written approval.
- c) Review of Plumbing Programs of Governmental Units. The Department shall conduct inquiries, make inspections and review the plumbing programs operated by governmental units. This shall be done by an Illinois licensed plumber who is employed by the Department.
- d) Governmental Units ~~Operating~~Establishing Plumbing Programs. ~~The~~Not less than once every three years, the Department ~~may~~shall evaluate each plumbing program operated by a governmental unit to determine whether that program is being operated under a rule or ordinance adopted in compliance with this Section. If the Department finds after investigation that a plumbing program is not being operated or enforced as required, the Director shall give written notice of the findings to the chief administrative officer of the governmental unit. If the Department finds, not less than 30 days after the notice, that the program is not being conducted as required by existing ordinances or rules, the Director shall

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give written notice of its findings to the chief administrative officer of the governmental unit. After an administrative hearing, as provided in Section 35 of the Act, the Department may seek to enjoin the governmental unit from performing plumbing inspections and administering a plumbing program until approval is granted by the Department.

(Source: Amended at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

SUBPART I: VIOLATIONS OF PLUMBER'S LICENSE  
AND PLUMBING INSPECTOR'S CERTIFICATION

**Section 750.910 ~~Certified~~ Plumbing Inspector Violations**

The Department may take disciplinary action against a ~~certified~~ plumbing inspector for violations of the Act, this Part or the Illinois Plumbing Code. Pursuant to Section 20 of the Act, such action may include revocation, suspension, or denial of a plumbing license or plumbing inspector's certificate issued by the Department; and under Section 5(b.10) of the Act may include an Order of Correction to a telecommunications carrier for improper advertising. A violation, for the purposes of this Section, shall be considered to mean a finding of violation of a Section of the Act, or this Part, or the Illinois Plumbing Code by the Director in a final order issued pursuant to the Act and shall include the following acts:

- a) a ~~certified~~ plumbing inspector presenting, as his or her own, the ~~license~~certificate of another person;
- b) submitting false information or misrepresenting facts to the Department for the purpose of obtaining certification or renewal of certification as a plumbing inspector;
- c) using or attempting to use a certificate that has been suspended or revoked;
- d) operating a business organization advertising itself as a certified plumbing inspection business after the termination of its only certified plumbing inspector without another member of the business organization obtaining certification from the Department;
- e) commencing or performing certified plumbing inspections for which a permit is required pursuant to the Illinois Plumbing Code without ~~the~~such permit being in effect;

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- f) willfully violating any State law or rule, or any municipal or county ordinance ~~or regulation~~, relating to uncertified or certified plumbing inspections or committing any other form of misconduct;
- g) being convicted or found guilty of, or entering a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction that directly relates to the practice of plumbing;
- h) violating any provision of the ~~Act~~Illinois Plumbing License Law, this Part, the Illinois Plumbing Code, or any county or municipal plumbing ~~laws or ordinances~~ or failing to follow any directive or order of the Department;
- i) performing any act that assists a person or entity in engaging in the prohibited uncertified practice of inspecting plumbing, if the certified plumbing inspector knows or has reasonable grounds to know that the person or entity is uncertified; or
- j) knowingly assisting or conspiring with an uncertified person by allowing one's plumbing inspector's certificate to be used by the uncertified person with intent to violate the requirements of Section 750.710. When a certified plumbing inspector allows his or her certificate to be used by one or more business organizations without participating in the operations, management, or control of such business organizations, such act constitutes prima facie evidence of an intent to evade the requirements of this Section.

(Source: Amended at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)