

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 2 and 35 as follows:

6 (225 ILCS 320/2) (from Ch. 111, par. 1102)

7 Sec. 2. When used in this Act:

8 "Agent" means a person designated by a sponsor as
9 responsible for supervision of an apprentice plumber and who is
10 also an Illinois licensed plumber.

11 "Apprentice plumber" means any licensed person who is
12 learning and performing plumbing under the supervision of a
13 sponsor or his agent in accordance with the provisions of this
14 Act.

15 "Approved apprenticeship program" means an apprenticeship
16 program approved by the U.S. Department of Labor's Bureau of
17 Apprenticeship and Training and the Department under rules.

18 "Board" means the Illinois State Board of Plumbing
19 Examiners.

20 "Building drain" means that part of the lowest horizontal
21 piping of a drainage system that receives the discharge from
22 soil, waste, and other drainage pipes inside the walls of a
23 building and conveys it to 5 feet beyond the foundation walls

1 where it is connected to the building sewer.

2 "Building sewer" means that part of the horizontal piping
3 of a drainage system that extends from the end of the building
4 drain, receives the discharge of the building drain and conveys
5 it to a public sewer or private sewage disposal system.

6 "Department" means the Illinois Department of Public
7 Health.

8 "Director" means the Director of the Illinois Department of
9 Public Health.

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

12 "Irrigation contractor" means a person who installs or
13 supervises the installation of lawn sprinkler systems subject
14 to Section 2.5 of this Act, other than a licensed plumber or a
15 licensed apprentice plumber.

16 "Irrigation employee" means a person who is employed by a
17 registered irrigation contractor or a licensed plumber, and who
18 designs, repairs, alters, maintains, or installs lawn
19 sprinkler systems that are subject to Section 2.5 of this Law.

20 "Lawn sprinkler system" means any underground irrigation
21 system of lawn, shrubbery and other vegetation from any potable
22 water sources; and from any water sources, whether or not
23 potable. "Lawn sprinkler system" includes without limitation
24 the water supply piping, valves, control systems, low voltage
25 wiring, sprinkler heads or other irrigation outlets, and
26 moisture or rainfall sensing equipment, but does not include

1 the backflow prevention device. "Lawn sprinkler system" does
2 not include an irrigation system used primarily for
3 agricultural purposes.

4 "Person" means any natural person, firm, corporation,
5 partnership, or association.

6 "Plumber" means any licensed person authorized to perform
7 plumbing as defined in this Act, but does not include retired
8 plumbers as defined in this Act.

9 "Plumbing" means the actual installation, repair,
10 maintenance, alteration or extension of a plumbing system by
11 any person.

12 "Plumbing" includes all piping, fixtures, appurtenances
13 and appliances for a supply of water for all purposes,
14 including without limitation lawn sprinkler systems and
15 backflow prevention devices connected to lawn sprinkler
16 systems, from the source of a private water supply on the
17 premises or from the main in the street, alley or at the curb
18 to, within and about any building or buildings where a person
19 or persons live, work or assemble.

20 "Plumbing" includes rainwater harvesting distribution
21 systems for indoor use only. "Plumbing" does not include any
22 rainwater harvesting distribution system or rainwater
23 harvesting collection system used for lawn sprinkler systems.
24 Rainwater harvesting distribution systems shall be constructed
25 in accordance with the Illinois Plumbing Code.

26 "Plumbing" includes all piping, from discharge of pumping

1 units to and including pressure tanks in water supply systems.

2 "Plumbing" includes all piping, fixtures, appurtenances,
3 and appliances for a building drain and a sanitary drainage and
4 related ventilation system of any building or buildings where a
5 person or persons live, work or assemble from the point of
6 connection of such building drain to the building sewer or
7 private sewage disposal system 5 feet beyond the foundation
8 walls.

9 "Plumbing" does not mean or include the trade of
10 drain-laying, the trade of drilling water wells which
11 constitute the sources of private water supplies, and of making
12 connections between such wells and pumping units in the water
13 supply systems of buildings served by such private water
14 supplies, or the business of installing water softening
15 equipment and of maintaining and servicing the same, or the
16 business of manufacturing or selling plumbing fixtures,
17 appliances, equipment or hardware, or to the installation and
18 servicing of electrical equipment sold by a not-for-profit
19 corporation providing electrification on a cooperative basis,
20 that either on or before January 1, 1971, is or has been
21 financed in whole or in part under the federal Rural
22 Electrification Act of 1936 and the Acts amendatory thereof and
23 supplementary thereto, to its members for use on farms owned by
24 individuals or operated by individuals, nor does it mean or
25 include minor repairs which do not require changes in the
26 piping to or from plumbing fixtures or involve the removal,

1 replacement, installation or re-installation of any pipe or
2 plumbing fixtures. Plumbing does not include the installation,
3 repair, maintenance, alteration or extension of building
4 sewers, or the installation, repair, or maintenance of
5 rainwater harvesting collection systems.

6 "Plumbing contractor" means any person who performs
7 plumbing, as defined in this Act, for another person. "Plumbing
8 contractor" shall not include licensed plumbers and licensed
9 apprentice plumbers who either are employed by persons engaged
10 in the plumbing business or are employed by another person for
11 the performance of plumbing solely for that other person,
12 including, but not limited to, a hospital, university, or
13 business maintenance staff.

14 "Plumbing fixtures" means installed receptacles, devices
15 or appliances that are supplied with water or that receive or
16 discharge liquids or liquid borne wastes, with or without
17 discharge into the drainage system with which they may be
18 directly or indirectly connected.

19 "Plumbing system" means the water service, water supply and
20 distribution pipes; plumbing fixtures and traps; soil, waste
21 and vent pipes; building drains; including their respective
22 connections, devices and appurtenances.

23 "Plumbing system" does not include building sewers as
24 defined in this Act.

25 "Rainwater harvesting collection system" is a system for
26 the capture, diversion, and storage of rainwater and consists

1 of a cistern(s), pipe, fittings, and appurtenances required for
2 or used to harvest rainwater for non-potable purposes. These
3 systems must be constructed in accordance with the Illinois
4 Plumbing Code.

5 "Rainwater harvesting distribution system" is a system for
6 the distribution of rainwater collected by an approved
7 rainwater harvesting collection system. This system consists
8 of pumps, pipe, fittings or other plumbing appurtenances and
9 must be constructed in accordance with the Illinois Plumbing
10 Code.

11 "Retired plumber" means any licensed plumber in good
12 standing who meets the requirements of this Act and the
13 requirements prescribed by Department rule to be licensed as a
14 retired plumber and voluntarily surrenders his plumber's
15 license to the Department, in exchange for a retired plumber's
16 license. Retired plumbers cannot perform plumbing as defined in
17 this Act, cannot sponsor or supervise apprentice plumbers, and
18 cannot inspect plumbing under this Act. A retired plumber
19 cannot fulfill the requirements of subsection (3) of Section 3
20 of this Act.

21 "Supervision" with respect to first and second year
22 licensed apprentice plumbers means that such apprentices must
23 perform all designing and planning of plumbing systems and all
24 plumbing as defined in this Act under the direct personal
25 supervision of the sponsor or his or her agent who must also be
26 an Illinois licensed plumber, except for maintenance and repair

1 work on existing plumbing systems done by second year
2 apprentice plumbers; provided that before performing any
3 maintenance and repair work without such supervision, such
4 apprentice has received the minimum number of hours of annual
5 classroom instruction recommended by the United States
6 Department of Labor's Bureau of Apprenticeship and Training for
7 apprentice plumbers in a Bureau of Apprenticeship and Training
8 approved plumber apprenticeship program or its equivalent.

9 "Supervision" with respect to all other apprentice plumbers
10 means that, except for maintenance and repair work on existing
11 plumbing systems, any plumbing done by such apprentices must be
12 inspected daily, after initial rough-in and after completion by
13 the sponsor or his or her agent who is also an Illinois
14 licensed plumber. In addition, all repair and maintenance work
15 done by a licensed apprentice plumber on an existing plumbing
16 system must be approved by the sponsor or his or her agent who
17 is also an Illinois licensed plumber.

18 "Sponsor" is an Illinois licensed plumber or an approved
19 apprenticeship program that has accepted an individual as an
20 Illinois licensed apprentice plumber for education and
21 training in the field of plumbing and whose name and license
22 number or apprenticeship program number shall appear on the
23 individual's application for an apprentice plumber's license.

24 "Sponsored" means that each Illinois licensed apprentice
25 plumber has been accepted by an Illinois licensed plumber or an
26 approved apprenticeship program for apprenticeship training.

1 "Telecommunications carrier" means a telecommunications
2 carrier as defined in the Public Utilities Act.

3 (Source: P.A. 94-101, eff. 1-1-08.)

4 (225 ILCS 320/35) (from Ch. 111, par. 1133)

5 Sec. 35. The Department shall promulgate and publish and
6 may from time to time amend a minimum code of standards for
7 plumbing and the fixtures, materials, design and installation
8 methods of plumbing systems based upon the findings of the
9 sciences of pneumatics and hydraulics, after consideration of
10 the recommendations of the Plumbing Code Advisory Council. The
11 Department may promulgate and publish rules in the State's
12 minimum code of standards for the minimum number of plumbing
13 fixtures required for the comfort and convenience of workers
14 and the public not inconsistent with, but not limited to, the
15 requirements of the federal Americans With Disabilities Act,
16 the Equitable Restrooms Act, and the U.S. Department of Labor,
17 Office of Safety and Health Administration. The Department
18 shall promulgate and publish a minimum code of standards for
19 rainwater harvesting collection systems and rainwater
20 harvesting distribution systems by January 1, 2010. The minimum
21 code of standards for plumbing and any amendments thereto shall
22 be filed with the Secretary of State as a public record. In
23 preparing plumbing code standards and amendments thereto the
24 Department may give consideration to the recommendations
25 contained in nationally recognized plumbing codes and

1 recommendations of nationally recognized material and
2 equipment testing laboratories. The plumbing code promulgated
3 by the Department under authority of this Act shall remain in
4 effect as the minimum code authorized by this Act until the
5 Department promulgates a new code under authority of this Act.
6 At least 20 days' notice of a public hearing shall be given by
7 the Department in a manner which the Department considers
8 adequate to bring the hearing to the attention of persons
9 interested in plumbing code standards. Notice of any public
10 hearing shall be given by the Department to those who file a
11 request for a notice of hearings.

12 (Source: P.A. 87-885.)

13 Section 99. Effective date. This Act takes effect upon
14 becoming law.