

## MINUTES

### UTAH PLUMBER'S LICENSING BOARD MEETING

May 5, 2010

Room 474 09:00 A.M.  
Heber Wells Building  
160 East 300 South  
Salt Lake City, Utah

<b>CONVENED</b>	09:01 A.M.
<b>ADJOURNED</b>	12:27 P.M.
<b>BUREAU STAFF</b>	Dennis Meservy, <i>Bureau Manager</i> Yvonne King, <i>Board Secretary</i> Susan Higgs, <i>Compliance</i> Wayne Holman, <i>Chief Investigator</i>
<b>BOARD MEMBERS PRESENT</b>	David Told, <i>Chair</i> David Halverson Ed Gongaware Sean Conlon
<b>BOARD MEMBERS EXCUSED</b>	Travis Dalley
<b>VISITORS</b>	Robert Bergman, <i>Utah Mechanical Contractors</i> Kent Chipman, <i>Chipman Plumbing</i> Tyler Chipman, <i>Applicant</i> Zachary Chipman, <i>Applicant</i> Mike Dudley, <i>Harris-Dudley Plumbing Company</i> Trina Hansen, <i>Ogden/Weber Applied Tech College</i> Jeff Pedersen, <i>Utah Plumbing &amp; Heating Contractors</i> Will Pierce, <i>Salt Lake Community College</i> Lori Stewart, <i>Mountainland Applied Tech College</i> Clinton Woodward, <i>Applicant</i>
<b>MINUTES</b>	David Halverson made a motion to approve the April 2010 board meeting minutes as written. Ed Gongaware seconded the motion and all members voted in favor.
<b>PROBATIONARY REVIEW</b>	Susan Higgs reviewed the status of the probationers with the board. According to Higgs, Corey Maisey was out of compliance with the terms of his probation and it was her recommendation that the board move forward with an order to show cause against him.

Halverson made a motion for an order to show cause for Maisey. Sean Conlon seconded the motion and all members voted in favor.

Higgs also indicated letters were sent to employers that had employees on probation that had restrictions on their licenses.

## **ADMINISTRATIVE RULE**

The board, due to recent legislation, was to define by rule immediate supervision and incidental practice. Both immediate supervision and incidental plumbing were discussed by the board.

### **Immediate Supervision**

Halverson made a motion to define immediate supervision to mean that the apprentice and the supervising plumber may or may not be within sight of one another, but will still be physically present on the same project or jobsite. Gongaware seconded the motion and all members voted in favor.

Mike Dudley expressed to the board concern about allowing incidental plumbing work to include the installation of water heaters. The board also indicated it was not uncommon to change the flue venting with the change out of a water heater. For public safety, the alteration of flues and gas lines ought to be done by a licensed plumber or a licensed contractor who has the RMGA (Rocky Mountain Gas Association) certification.

### **Incidental Plumbing**

Halverson made a motion to define incidental to minor repair, not replacement of, plumbing appliances and fixtures inside the finished occupied space. Conlon seconded the motion. Halverson, however, retracted the motion for a month to provide time to obtain additional feedback.

The board will discuss a continuing education rule change at the next board meeting in June.

## **INVESTIGATIONS**

Wayne Holman gave a brief summary of investigations.

### **PSI**

Examination scores from PSI the state testing provider were reviewed.

## **DISCIPLINARY/APPLICATION REVIEW**

Out of state applications and/or applications with special concerns were reviewed.

Tyler Chipman, Zachary Chipman and  
Clinton Woodward

Tyler Chipman, Zachary Chipman and Clinton Woodward met with the board due to their criminal convictions. Their sponsor was Chipman Plumbing. Tyler Chipman had made application to be an apprentice and both Zachary Chipman and Woodward had made application to reinstate their apprentice licenses.

Told, due to being competitors with Chipman Plumbing, stepped down as the board chair and was replaced by Gongaware. Told was not involved in the discussion and abstained from voting in the matter.

The board was concerned about Tyler Chipman's ongoing pattern of convictions. There was an additional discussion about supervision. The supervision ration for both residential and commercial plumbing work is up to two apprentices for every journeyman or master. Also, a licensed apprentice from his fourth year through his tenth year can work up to eight hours in a twenty-four hour period unsupervised. After the tenth year, the apprentice reverts back to having to be fully supervised.

Halverson made a motion that Tyler Chipman's application be placed on hold for six months from today's board meeting. Tyler, after the six months, could meet again with the board for reconsideration of being placed on a Memorandum of Understanding for a probationary license. Memorandums of Understandings were approved for Zachary Chipman and Clinton Woodward. However, this was conditioned upon Kent Chipman of Chipman Plumbing obtaining an additional journeyman or master plumber. Chipman Plumbing, with the addition of Zachary and Woodward, would be out of compliance with the supervisory ratio until this was done. Conlon seconded the motion. All board members, except for Told who abstained, voted in favor.

**All business concluded meeting adjourned.**

*Note: This report is not intended to be a verbatim transcript, but is intended to record the significant features of what was discussed in the meeting. Discussed items are not necessarily arranged in chronological order.*

(ss) David Told \_\_\_\_\_ Date: June 2, 2010  
David Told, Board Chair

(ss) Dennis Meservy \_\_\_\_\_ Date: June 2, 2010  
Dennis Meservy, Bureau Manager