

EMERGENCY RULE

Workforce Commission Plumbing Board

Plumbing (LAC 46:LV.101, Chapter 3 and 1005)

In accordance with the provisions of the Administrative Procedure Act, R.S. 49:953, the Louisiana State Plumbing Board (board), hereby determines that adoption of an Emergency Rule for the implementation of amendments to LAC 46:LV. 101, 301, 303, 304, 305, 306, 307, 310, 312, 313, and 1005 is necessary to avoid a conflict with the rules as currently written. The proposed Rule change allows the board to direct individuals to the appropriate industry guidelines indicated for licensing and recertification for medical gas piping installers, medical gas and vacuum systems verifiers and water supply protection specialists, effective January 1, 2016.

Title 46

PROFESSIONAL AND OCCUPATIONAL STANDARDS

Part LV. Plumbers

NOTE: All references of the "latest edition" to the ASSE and NFPA refer to the latest editions as adopted by the Department of Health and Hospitals, Office of Public Health in LAC 51:XIV.

§101. Definitions

Backflow Prevention Device—an assembly that has been investigated and approved by the American Society of Sanitary Engineering International (ASSE), and, if applicable, by the Louisiana Department of Health and Hospitals.

* * *

Medical Gas and Vacuum System Verification—the work or business of testing and verifying medical gas piping installations and systems. Medical gas piping systems include vacuum piping. The medical gas piping systems subject to this definition include facilities and laboratories within the scope of National Fire Protection Association (NFPA) NFPA 99 Health Care Facilities Code, latest edition. It shall include a person's ability to understand and apply NFPA 99, as well as standards listed in Section 1.4 of the Professional Qualifications Standard for Medical Gas Systems Installers, Inspectors and Verifiers, ASSE –Series 6000, Standard 6030, latest edition, and to properly document findings to be kept as a permanent record for review by the Louisiana State Fire Marshal or other governmental agencies with compliance and enforcement authority.

Medical Gas and Vacuum Systems Verifier—a natural person who possesses the necessary qualifications and knowledge to test and verify the operation of medical gas and vacuum piping systems, subject to the professional qualification standards established by the American Society of Sanitary Engineering International (ASSE) Series 6000, Standard 6030, (latest edition), and who is licensed as such by the board.

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AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1366.D.

HISTORICAL NOTE: Adopted by the Department of Labor, Plumbing Board, 1968, amended and promulgated by the Department of Employment and Training, Plumbing Board, LR 17:49 (January 1991), amended by the Department of Labor,

Plumbing Board, LR 21:1348 (December 1995), LR 26:329 (February 2000), amended Workforce Commission, Plumbing Board, LR 42:

§301. Licenses Required

- A. - K. ...
- L. Repealed.
- M. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1366.D.

HISTORICAL NOTE: Adopted by the Department of Labor, Plumbing Board, 1968, amended and promulgated by the Department of Employment and Training, Plumbing Board, LR 17:49 (January 1991), amended by the Department of Labor, Plumbing Board LR 19:897 (July 1993), LR 19:1593 (December 1993), LR 21:1348 (December 1995), LR 25:1857 (October 1999), amended Workforce Commission, Plumbing Board, LR 42:

§303. Application for License

- A. - D. ...

E. An application for a Water Supply Protection Specialist endorsement to a master or journeyman plumber license shall be completed and sworn to before a notary public by the applicant. The applicant must submit proof that he is licensed by the board at the time of application as a master or journeyman plumber. The applicant must submit proof that he has completed a course of training described in §310.C of these regulations. He must furnish whatever other information relevant to his experience that is requested in the application form or specifically requested by the board.

- F. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1366.D.

HISTORICAL NOTE: Adopted by the Department of Labor, Plumbing Board, 1968, amended and promulgated by the Department of Employment and Training, Plumbing Board, LR 17:50 (January 1991), amended by the Department of Labor, Plumbing Board, LR 21:1348 (December 1995), LR 26:329 (February 2000), amended Workforce Commission, Plumbing Board, LR 42:

§304. Medical Gas Piping Installer License

- A. - B. ...

1. The program is open to those members of the public that meet the requirements of American Society of Sanitary Engineering International (ASSE) Professional Qualifications Standard for Medical Gas Systems Personnel Series 6000, Standard 6010, latest edition.

2. The program meets criteria prescribed by the board and compliant with the guidelines of the ASSE International Series 6000, Standard 6010, latest edition.

- a. - q. Repealed.

- 3. ...

4. The program must be conducted at a facility capable of housing brazing qualification procedures administered to trainees in accordance with either Section IX, "Welding and Brazing Qualifications" of the American Society of Mechanical Engineers (ASME) Boiler and Pressure Code or AWS B2.2, Standard for Brazing Procedure and Performance Qualification, as modified by National Fire Protection Association (NFPA) NFPA 99 Health Care Facilities Code, latest edition. Such brazing training must be performed and qualified on 1½-inch nominal type "L" copper tubing in compliance with Section IX of the ASME Boiler and Pressure Vessel Code, latest edition, NFPA 99, Health Care Facilities Code, latest edition and ASSE International Series 6000, Standard 6010, latest edition.

5. Courses of instruction defined in §304.B must be provided by a person or persons possessing a current Medical Gas System Instructor Certification compliant with the guidelines of ASSE Series International Series 6000, Standard 6050, latest edition.

C. - E. ...

F. A medical gas piping installer license application must be submitted to the office of the State Plumbing Board of Louisiana not less than 30 days before any scheduled examination. Failure to report for the examination will result in the forfeiture of the applicant's fee. This forfeiture may be reversed by the board upon a showing of good cause by the applicant explaining his failure to attend the scheduled examination.

G. ...

H. The board may accept, in lieu of an examination directly administered by the board to any applicant, the verifiable results of an examination administered by an organization meeting the criteria of ASSE Series 6000, Standard 6010 §10-3.2.3, latest edition and certified pursuant to R.S. 37:1368.G as evidence of successful completion of the examination referred to in R.S. 37:1368.G. Any papers from such examinations must be available for inspection and the board may require notarized affidavits from the applicant and the administering organization representative attesting to the accuracy of the examination results and the scope of any such examination, which must minimally include the subject areas of the practical examination described in §304.B.4 of the regulations.

I. ...

J. A medical gas piping installer shall, as a condition of licensing under these regulations, maintain his brazer performance qualification in accordance with NFPA 99 Health Care Facilities Code, latest edition.

K. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1366.D and R.S. 37:1368.G.

HISTORICAL NOTE: Promulgated by the Department of Labor, State Plumbing Board, LR 21:1349 (December 1995), amended LR 25:1858 (October 1999), amended Workforce Commission, Plumbing Board, LR 42:

§305. Requirements to Take Exam for Journeyman Plumber's License

A.1. - 3. ...

4. He shall submit his application and required documents to the office of the State Plumbing Board of Louisiana not less than 30 days before any scheduled examination. The board shall inform all interested persons of the examination schedule.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1366.A and D.

HISTORICAL NOTE: Adopted by the Department of Labor, Plumbing Board, 1968, amended and promulgated LR 14:440 (July 1988), amended LR 15:1088 (December 1989), amended and repromulgated by the Department of Employment and Training, Plumbing Board, LR 17:51 (January 1991), amended by the Department of Labor, Plumbing Board, LR 24:1948 (October 1998), LR 25:1857 (October 1999), amended Workforce Commission, Plumbing Board, LR 42:

§306. Requirements to take Exam for Master Plumber License

A.1. - 4. ...

5. He shall submit his application and required documents to the office of the State Plumbing Board of Louisiana not less than 30 days before any scheduled

examination. The board shall inform all interested persons of the examination schedule.

A.6. - G. ...

AUTHORITY NOTE: Adopted in accordance with R.S. 37:1377 and R.S. 37:1366.

HISTORICAL NOTE: Adopted by the Department of Labor, State Plumbing Board, 1968, amended and promulgated by the Department of Employment and Training, State Plumbing Board, LR 17:52 (January 1991), amended by the Department of Labor, Plumbing Board, LR 25:1858 (October 1999), amended Workforce Commission, Plumbing Board, LR 42:

§307. Renewals

A. - D. ...

E. To be considered timely filed, any renewal application under §307 must actually be received at the office of the State Plumbing Board of Louisiana within the time specified for filing or be sent to that office by first-class mail, postage prepaid, and bearing a postmark showing that the application was mailed on or before the last day for filing.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1366.D.

HISTORICAL NOTE: Adopted by the Department of Labor, Plumbing Board, 1968, promulgated LR 2:419 (December 1976), amended LR 7:588 (November 1981), amended by Department of Employment and Training, Plumbing Board, LR 17:52 (January 1991), LR 18:30 (January 1992), amended by the Department of Labor, Plumbing Board, LR 21:1350 (December 1995), LR 26:329 (February 2000), amended Workforce Commission, Plumbing Board, LR 42:

§310. Water Supply Protection Specialist Endorsement

A. - B. ...

C. As authorized by R.S. 37:1368.H, the board shall recognize and certify certain programs of education and training of water supply protection offered by private or public organizations or institutions compliant with ASSE International, Cross-Connection Control Professional Qualifications Standard ASSE Series 5000. A journeyman or master plumber licensed by this board who successfully completes any such program shall qualify for admission to an examination offered under §310.A of these regulations. Any such organization must satisfy the board that its program or programs includes training and testing as specified in the ASSE Series 5000, Standard 5110, Professional Qualifications for Backflow Prevention Assembly Testers.

1. - 15. Repealed.

D. Courses of instruction defined in §310.C must be provided by a person or persons meeting the credentials and requirements of ASSE Series 5000, Standard 5110, Professional Qualifications Standard for Backflow Prevention Assembly Testers and ASSE International Guidelines for Cross-Connection Control Certification.

E. - H. ...

I. A water supply protection specialist endorsement application must be submitted to the office of the State Plumbing Board of Louisiana not less than 30 days before any scheduled examination.

J. - K. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1366.D and R.S. 37:1368.H.

HISTORICAL NOTE: Promulgated by the Department of Labor, Plumbing Board, LR 21:1350 (December 1995), amended by the Department of Labor, Plumbing Board, LR 25:1859 (October 1999), amended Workforce Commission, Plumbing Board, LR 42:

§312. Medical Gas and Vacuum Systems Verifier

A. - B. ...

1. The program is conducted at a training facility and given to those persons that meet the requirements of American Society of Sanitary Engineering (ASSE) Professional Qualifications Standard for Medical Gas Systems Personnel Series 6000, Standard 6030, latest edition.

2. The program meets criteria prescribed by the board and American Society of Sanitary Engineering (ASSE), Series 6000, Standard 6030, latest edition.

a. - k. Repealed.

3. Courses of instruction defined in §312.B must be provided by a person or persons possessing a current Medical Gas System Instructor Certification in compliance with ASSE Series 6000, Standard 6050, latest edition.

C. - D. ...

E. The board may accept, in lieu of an examination directly administered by the board to any applicant, the verifiable results of an examination administered by an organization meeting the criteria of ASSE Series 6000, Standard 6030, §30-3.2.3, latest edition and certified pursuant to R.S. 37:1368.I, as evidence of successful completion of the examination necessary for the issuance of a license for medical gas and vacuum systems verifier. Any papers from such examinations must be available for inspection and the board may require notarized affidavits from the applicant and the administering organization representative attesting to the accuracy of the examination results and the scope of any such examination, which must minimally include the subject areas described in ASSE Series 6000, Standard 6030, latest edition.

F. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1366.D.

HISTORICAL NOTE: Promulgated by the Department of Labor, Plumbing Board, LR 26:329 (February 2000), amended Workforce Commission, Plumbing Board, LR 42:

§313. Standards for Medical Gas and Vacuum Systems Verifier

A. - C.2. ...

3. documentation of each board-licensed medical gas piping installer's braze performance qualification in accordance with NFPA 99, Health Care Facilities Code latest edition;

4 - 6. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1336.D.

HISTORICAL NOTE: Promulgated by the Department of Labor, Plumbing Board, LR 26:330 (February 2000), amended Workforce Commission, Plumbing Board, LR 42:

§1005. Medical Gas Piping Installers and Medical Gas Verifiers

A. CPE Requirement

1. Effective January 1, 2016, in addition to the yearly renewal of their license, all persons seeking to renew a medical gas piping installer or medical gas verifier license issued by the Louisiana State Plumbing Board are required to show proof of attendance at a board-approved industry related recertification program, every NFPA 99 code cycle, compliant with the guidelines of the American Society of Sanitary Engineering International (ASSE) Professional Qualification Standards Series 6000/6010 for Medical Gas Systems Installers or 6030 for Medical Gas Systems Verifiers or its equivalent as defined in §304 and §312. Such

recertification shall satisfy the endorsee's obligation to maintain continuing professional education relative to the Medical Gas Systems Installer and Medical Gas Systems Verifier, but shall not diminish or affect licensee's obligation to fulfill continuing professional education requirements for journeyman or master plumbing licenses or water supply protection specialist endorsement, if applicable.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1366(I).

HISTORICAL NOTE: Promulgated by the Department of Labor, State Plumbing Board, LR 30:2074 (September 2004), amended LR 37:905 (March 2011), LR 37:2441 (August 2011), amended Workforce Commission, Plumbing Board, LR 42:

Provider Impact Statement

The proposed amended Rule is not anticipated to have any impact on providers of services funded by the state as described in HCR 170 of the 2014 Regular Legislative Session.

John Barker
Executive Director



Louis L. Robein, December 21, 2015
Board Attorney