

CERTIFICATION OF ENROLLMENT

**SENATE BILL 6170**

Chapter 153, Laws of 2020

66th Legislature  
2020 Regular Session

PLUMBING PROFESSION--VARIOUS PROVISIONS

EFFECTIVE DATE: June 11, 2020—Except for sections 21, 22, and 28,  
which become effective January 1, 2021; and section 26, which  
becomes effective July 1, 2023.

Passed by the Senate January 31, 2020  
Yeas 45 Nays 0

CYRUS HABIB

**President of the Senate**

Passed by the House March 4, 2020  
Yeas 97 Nays 0

LURIE JINKINS

**Speaker of the House of  
Representatives**

Approved March 25, 2020 3:40 PM

JAY INSLEE

**Governor of the State of Washington**

CERTIFICATE

I, Brad Hendrickson, Secretary of  
the Senate of the State of  
Washington, do hereby certify that  
the attached is **SENATE BILL 6170** as  
passed by the Senate and the House  
of Representatives on the dates  
hereon set forth.

BRAD HENDRICKSON

**Secretary**

FILED

March 26, 2020

**Secretary of State  
State of Washington**

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**SENATE BILL 6170**

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Passed Legislature - 2020 Regular Session

**State of Washington                      66th Legislature                      2020 Regular Session**

**By** Senators Keiser, Conway, Fortunato, Hasegawa, and King

Prefiled 01/08/20. Read first time 01/13/20. Referred to Committee on Labor & Commerce.

1            AN ACT Relating to plumbing; amending RCW 18.106.010, 18.106.020,  
2 18.106.030,      18.106.040,      18.106.050,      18.106.070,      18.106.100,  
3 18.106.110,      18.106.125,      18.106.150,      18.106.180,      18.106.200,  
4 18.106.220, 18.106.250, 18.106.270, 18.106.320, 18.27.060, 18.27.090,  
5 19.28.041, 19.28.191, 19.28.191, and 19.28.051; reenacting and  
6 amending RCW 19.28.091; adding new sections to chapter 18.106 RCW;  
7 prescribing penalties; providing effective dates; and providing an  
8 expiration date.

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

10            **Sec. 1.** RCW 18.106.010 and 2013 c 23 s 14 are each amended to  
11 read as follows:

12            The definitions in this section apply throughout this chapter  
13 unless the context clearly requires otherwise.

14            (1) "Advisory board" means the state advisory board of plumbers.

15            (2) (~~"Contractor" means any person, corporate or otherwise, who~~  
16 ~~engages in, or offers or advertises to engage in, any work covered by~~  
17 ~~the provisions of this chapter by way of trade or business, or any~~  
18 ~~person, corporate or otherwise, who employs anyone, or offers or~~  
19 ~~advertises to employ anyone, to engage in any work covered by the~~  
20 ~~provisions of this chapter.~~

21            ~~(3))~~ "Department" means the department of labor and industries.

1       ~~((4))~~ (3) "Director" means the director of department of labor  
2 and industries.

3       ~~((5))~~ (4) "Journey level plumber" means any person who has been  
4 issued a certificate of competency by the department of labor and  
5 industries as provided in this chapter.

6       ~~((6))~~ (5) "Like-in-kind" means having similar characteristics  
7 such as plumbing size, type, and function, and being in the same  
8 location.

9       ~~((7))~~ (6) "Medical gas piping" means oxygen, nitrous oxide,  
10 high pressure nitrogen, medical compressed air, and other medical gas  
11 or equipment, including but not limited to medical vacuum systems.

12       ~~((8))~~ (7) "Medical gas piping installer" means a journey level  
13 plumber who has been issued a medical gas piping installer  
14 endorsement.

15       ~~((9))~~ (8) "Plumbing" means that craft involved in installing,  
16 altering, repairing and renovating potable water systems, liquid  
17 waste systems, and medical gas piping systems within a building as  
18 defined by the plumbing code as adopted and amended by the state  
19 building code council, and includes all piping, fixtures, pumps, and  
20 plumbing appurtenances that are used for rainwater catchment and  
21 reclaimed water systems within a building. ~~((Installation in a water~~  
22 ~~system of water softening or water treatment equipment is not within~~  
23 ~~the meaning of plumbing as used in this chapter.~~

24       ~~(10))~~ (9) "Plumbing contractor" means any person, corporate or  
25 otherwise, who engages in, or offers or advertises to engage in, any  
26 plumbing work covered by the provisions of this chapter by way of  
27 trade or business, or any person, corporate or otherwise, who employs  
28 anyone, or offers or advertises to employ anyone, to engage in any  
29 plumbing work as defined in this section. The plumbing contractor is  
30 responsible for ensuring the plumbing business is operated in  
31 accordance with rules adopted under this chapter.

32       (10) "Plumber trainee" or "trainee" means any person who has been  
33 issued a plumbing training certificate under this chapter but has not  
34 been issued an appropriate certificate of competency for work being  
35 performed. A trainee may perform plumbing work if that person is  
36 under the appropriate level of supervision.

37       (11) "Residential service plumber" means anyone who has been  
38 issued a certificate of competency limited to performing residential  
39 service plumbing in an existing residential structure.

1 (a) In single-family dwellings and duplexes only, a residential  
2 service plumber may service, repair, or replace previously existing  
3 fixtures, piping, and fittings that are outside the interior wall or  
4 above the floor, often, but not necessarily in a like-in-kind manner.  
5 In any residential structure, a residential service plumber may  
6 perform plumbing work as needed to perform drain cleaning and may  
7 perform leak repairs on any pipe, fitting, or fixture from the leak  
8 to the next serviceable connection.

9 (b) A residential service plumber may directly supervise plumber  
10 trainees provided the trainees have been supervised by an appropriate  
11 journey level or specialty plumber for the trainees' first two  
12 thousand hours of training.

13 (c) A residential service plumber may not perform plumbing for  
14 new construction of any kind.

15 (12) "Residential structures" means single-family dwellings,  
16 duplexes, and multiunit buildings that do not exceed three stories.

17 (13) "Service plumbing" means plumbing work in which previously  
18 existing fixtures, fittings, and piping is repaired or replaced  
19 often, but not necessarily, in a like-in-kind manner, or plumbing  
20 work being performed as necessary for drain cleaning.

21 (14) "Specialty plumber" means anyone who has been issued a  
22 specialty certificate of competency limited to:

23 (a) Installation, maintenance, and repair of the plumbing of  
24 single-family dwellings, duplexes, and apartment buildings that do  
25 not exceed three stories;

26 (b) Maintenance and repair of backflow prevention assemblies; or

27 (c) A domestic water pumping system consisting of the  
28 installation, maintenance, and repair of the pressurization,  
29 treatment, and filtration components of a domestic water system  
30 consisting of: One or more pumps; pressure, storage, and other tanks;  
31 filtration and treatment equipment; if appropriate, a pitless  
32 adapter; along with valves, transducers, and other plumbing  
33 components that:

34 (i) Are used to acquire, treat, store, or move water suitable for  
35 either drinking or other domestic purposes, including irrigation, to:

36 (A) A single-family dwelling, duplex, or other similar place of  
37 residence; (B) a public water system, as defined in RCW 70.119.020  
38 and as limited under RCW 70.119.040; or (C) a farm owned and operated  
39 by a person whose primary residence is located within thirty miles of  
40 any part of the farm;

1 (ii) Are located within the interior space, including but not  
2 limited to an attic, basement, crawl space, or garage, of a  
3 residential structure, which space is separated from the living area  
4 of the residence by a lockable entrance and fixed walls, ceiling, or  
5 floor;

6 (iii) If located within the interior space of a residential  
7 structure, are connected to a plumbing distribution system supplied  
8 and installed into the interior space by either: (A) A person who,  
9 pursuant to RCW 18.106.070 or 18.106.090, possesses a valid temporary  
10 permit or certificate of competency as a journey level plumber,  
11 specialty plumber, or trainee, as defined in this chapter; or (B) a  
12 person exempt from the requirement to obtain a certified plumber to  
13 do such plumbing work under RCW 18.106.150.

14 (15) "Unsatisfied final judgment" means a judgment or final tax  
15 warrant that has not been satisfied either through payment, court-  
16 approved settlement, discharge in bankruptcy, or assignment under RCW  
17 19.72.070.

18 NEW SECTION. **Sec. 2.** A new section is added to chapter 18.106  
19 RCW to read as follows:

20 (1) Except as provided in this chapter, as of July 1, 2021, it is  
21 unlawful for any person, firm, partnership, corporation, or other  
22 entity to advertise, offer to do work, submit a bid, or perform any  
23 work under this chapter without being licensed as a plumbing  
24 contractor under this chapter. A plumbing contractor license expires  
25 twenty-four calendar months following the day of its issuance. An  
26 application for a plumbing contractor license must be made in writing  
27 to the department, accompanied by the required fee. The application  
28 shall state:

29 (a) The name and address of the applicant. In the case of firms  
30 or partnerships, the application must state the names of the  
31 individuals comprising the firm or partnership. In the case of  
32 corporations, the application must state the names of the  
33 corporation's managing officials;

34 (b) The location of the place of business of the applicant and  
35 the name under which the business is conducted;

36 (c) The employer social security number or tax identification  
37 number;

38 (d) Evidence of workers' compensation coverage for the  
39 applicant's employees working in Washington, as follows:

1 (i) The applicant's industrial insurance account number issued by  
2 the department;

3 (ii) The applicant's self-insurer number issued by the  
4 department;

5 (iii) For applicants domiciled in another state or a province of  
6 Canada subject to an agreement entered into under RCW 51.12.120(7),  
7 filing a certificate of coverage issued by the agency that  
8 administers workers' compensation law in the applicant's state or  
9 province of domicile certifying that the applicant has secured the  
10 payment of compensation under the other state's or province's  
11 workers' compensation law.

12 The department may verify the workers' compensation coverage  
13 information required by this subsection (1)(d), including information  
14 regarding coverage of an individual employee of the applicant. If  
15 coverage is provided under the laws of another state, the department  
16 may notify the other state that the applicant is employing employees  
17 in Washington;

18 (e) The employment security department number; and

19 (f) The state excise tax registration number.

20 (2) The unified business identifier account number may be  
21 substituted for the information required by subsection (1)(d), (e),  
22 and (f) of this section if the applicant will not employ employees in  
23 Washington.

24 (3) Contractors licensed under this chapter are not required to  
25 be registered under chapter 18.27 RCW.

26 (4) To obtain a plumbing contractor license, the applicant must  
27 employ a full-time individual who currently possesses a valid journey  
28 level plumber's certificate of competency, or specialty plumber's  
29 certificate of competency in the specialty for the scope of work  
30 performed. No individual may serve as the certified plumber for any  
31 work exceeding the scope of his or her certificate, license, or  
32 endorsement.

33 (5) A plumbing contractor shall:

34 (a) Ensure that all plumbing work complies with the certification  
35 laws and rules of the state; and

36 (b) Ensure that all plumbing work is performed by properly  
37 licensed and certified plumbing individuals.

38 (6) As of January 1, 2021, for a contractor who employs specialty  
39 plumbers as described in RCW 18.106.010(14)(c), and is also required  
40 to be licensed as an electrical contractor as required in RCW

1 19.28.041, while doing pump and irrigation or domestic pump work  
2 described in rule as authorized by RCW 19.28.251, the department  
3 shall establish a single licensing document for those who qualify for  
4 both plumbing contractor license as defined by this chapter and an  
5 electrical contractor license as defined by chapter 19.28 RCW.

6 (7) This section does not apply to: A person who is contracting  
7 for plumbing work on his or her own residence, unless the plumbing  
8 work is on a building that is for rent, sale, or lease.

9 NEW SECTION. **Sec. 3.** A new section is added to chapter 18.106  
10 RCW to read as follows:

11 (1) Each applicant for a plumbing contractor license shall file  
12 with the department a surety bond issued by a surety insurer who  
13 meets the requirements of chapter 48.28 RCW in the sum of six  
14 thousand dollars. If no valid bond is already on file with the  
15 department at the time the application is filed, a bond must  
16 accompany the license application. The bond must have the state of  
17 Washington named as obligee with good and sufficient surety in a form  
18 to be approved by the department. The bond must be continuous and may  
19 be canceled by the surety upon the surety giving written notice to  
20 the director. A cancellation or revocation of the bond or withdrawal  
21 of the surety from the bond automatically suspends the license issued  
22 to the contractor until a new bond or reinstatement notice has been  
23 filed and approved as provided in this section. The bond must be  
24 conditioned that the applicant will pay all persons performing labor,  
25 including employee benefits, for the contractor, will pay all taxes  
26 and contributions due to the state of Washington, and will pay all  
27 persons furnishing material or renting or supplying equipment to the  
28 contractor and will pay all amounts that may be adjudged against the  
29 contractor by reason of breach of contract including improper work in  
30 the conduct of the contracting business. A change in the name of a  
31 business or a change in the type of business entity does not impair a  
32 bond for the purposes of this section so long as one of the original  
33 applicants for such bond maintains partial ownership in the business  
34 covered by the bond.

35 (2) At the time of initial license or renewal, the contractor  
36 shall provide a bond or other security deposit as required by this  
37 chapter and comply with all of the other provisions of this chapter  
38 before the department may issue or renew the contractor's license.

1           (3) Any person, firm, or corporation having a claim against the  
2 contractor for any of the items referred to in this section may bring  
3 suit against the contractor and the bond or deposit in the superior  
4 court of the county in which the work was done or of any county in  
5 which jurisdiction of the contractor may be had. The surety issuing  
6 the bond must be named as a party to any suit upon the bond. Action  
7 upon the bond or deposit brought by a residential homeowner for  
8 breach of contract by a party to the construction contract must be  
9 commenced by filing the summons and complaint with the clerk of the  
10 appropriate superior court within two years from the date the claimed  
11 contract work was substantially completed or abandoned, whichever  
12 occurred first. Action upon the bond or deposit brought by any other  
13 authorized party must be commenced by filing the summons and  
14 complaint with the clerk of the appropriate superior court within one  
15 year from the date the claimed labor was performed and benefits  
16 accrued, taxes and contributions owing the state of Washington became  
17 due, materials and equipment were furnished, or the claimed contract  
18 work was substantially completed or abandoned, whichever occurred  
19 first. Service of process in an action filed under this chapter  
20 against the contractor and the contractor's bond or the deposit must  
21 be exclusively by service upon the department. Three copies of the  
22 summons and complaint and a fee adopted by rule of not less than  
23 fifty dollars to cover the costs must be served by registered or  
24 certified mail, or other delivery service requiring notice of  
25 receipt, upon the department at the time suit is started and the  
26 department shall maintain a record, available for public inspection,  
27 of all suits so commenced. Service is not complete until the  
28 department receives the fee and three copies of the summons and  
29 complaint. This service constitutes service and confers personal  
30 jurisdiction on the contractor and the surety for suit on claimant's  
31 claim against the contractor and the bond or deposit and the  
32 department shall transmit the summons and complaint or a copy thereof  
33 to the contractor at the address listed in the contractor's  
34 application and to the surety within two days after it has been  
35 received.

36           (4) The surety upon the bond is not liable in an aggregate amount  
37 in excess of the amount named in the bond nor for any monetary  
38 penalty assessed pursuant to this chapter for an infraction. The  
39 liability of the surety does not cumulate where the bond has been  
40 renewed, continued, reinstated, reissued, or otherwise extended. The

1 surety upon the bond may, upon notice to the department and the  
2 parties, tender to the clerk of the court having jurisdiction of the  
3 action an amount equal to the claims thereunder or the amount of the  
4 bond less the amount of judgments, if any, previously satisfied  
5 therefrom and to the extent of such tender the surety upon the bond  
6 is exonerated but if the actions commenced and pending and provided  
7 to the department as required in subsection (3) of this section, at  
8 any one time exceed the amount of the bond then unimpaired, claims  
9 must be satisfied from the bond in the following order:

10 (a) Employee labor and claims of laborers, including employee  
11 benefits;

12 (b) Claims for breach of contract by a party to the construction  
13 contract;

14 (c) Registered or licensed subcontractors, material, and  
15 equipment;

16 (d) Taxes and contributions due the state of Washington;

17 (e) Any court costs, interest, and attorneys' fees plaintiff may  
18 be entitled to recover.

19 The surety is not liable for any amount in excess of the penal  
20 limit of its bond. A payment made by the surety in good faith  
21 exonerates the bond to the extent of any payment made by the surety.

22 (5) The total amount paid from a bond or deposit required of a  
23 plumbing contractor by this section to claimants other than  
24 residential homeowners must not exceed one-half of the bond amount.

25 (6) The prevailing party in an action filed under this section  
26 against the contractor and contractor's bond or deposit, for breach  
27 of contract by a party to the construction contract involving a  
28 residential homeowner, is entitled to costs, interest, and reasonable  
29 attorneys' fees. The surety upon the bond or deposit is not liable in  
30 an aggregate amount in excess of the amount named in the bond or  
31 deposit nor for any monetary penalty assessed pursuant to this  
32 chapter for an infraction.

33 (7) If a final judgment impairs the liability of the surety upon  
34 the bond or deposit so furnished that there is not in effect a bond  
35 or deposit in the full amount prescribed in this section, the  
36 contractor license is automatically suspended until the bond or  
37 deposit liability in the required amount unimpaired by unsatisfied  
38 judgment claims is furnished.

1 (8) In lieu of the surety bond required by this section the  
2 contractor may file with the department an assigned savings account,  
3 upon forms provided by the department.

4 (9) Any person having filed and served a summons and complaint as  
5 required by this section having an unsatisfied final judgment against  
6 the registrant for any items referred to in this section may execute  
7 upon the security held by the department by serving a certified copy  
8 of the unsatisfied final judgment by registered or certified mail  
9 upon the department within one year of the date of entry of such  
10 judgment. Upon the receipt of service of such certified copy the  
11 department shall pay or order paid from the deposit, through the  
12 registry of the superior court which rendered judgment, towards the  
13 amount of the unsatisfied judgment. The priority of payment by the  
14 department must be the order of receipt by the department, but the  
15 department has no liability for payment in excess of the amount of  
16 the deposit.

17 (10) Within ten days after resolution of the case, a certified  
18 copy of the final judgment and order, or any settlement documents  
19 where a case is not disposed of by a court trial, a certified copy of  
20 the dispositive settlement documents must be provided to the  
21 department by the prevailing party. Failure to provide a copy of the  
22 final judgment and order or the dispositive settlement documents to  
23 the department within ten days of entry of such an order constitutes  
24 a violation of this chapter and a penalty adopted by rule of not less  
25 than two hundred fifty dollars may be assessed against the prevailing  
26 party.

27 (11) If the director determines that an applicant, or a previous  
28 license of a corporate officer, owner, or partner of a current  
29 applicant, has had in the past five years a final judgment in actions  
30 under this chapter involving a residential structure, the director  
31 may require an applicant applying to renew or reinstate a plumbing  
32 contractor's license or applying for a new plumbing contractor's  
33 license to file a bond of up to three times the normally required  
34 amount.

35 NEW SECTION. **Sec. 4.** A new section is added to chapter 18.106  
36 RCW to read as follows:

37 (1) At the time of plumbing contractor licensing and subsequent  
38 license renewal, the applicant shall furnish insurance or financial  
39 responsibility in the form of an assigned account in the amount of

1 fifty thousand dollars for injury or damages to property, and one  
2 hundred thousand dollars for injury or damage including death to any  
3 one person, and two hundred thousand dollars for injury or damage  
4 including death to more than one person.

5 (2) An expiration, cancellation, or revocation of the insurance  
6 policy or withdrawal of the insurer from the insurance policy  
7 automatically suspends the license issued to the registrant until a  
8 new insurance policy or reinstatement notice has been filed and  
9 approved as provided in this section.

10 (3)(a) Proof of financial responsibility authorized in this  
11 section may be given by providing, in the amount required by  
12 subsection (1) of this section, an assigned account acceptable to the  
13 department. The assigned account shall be held by the department to  
14 satisfy any execution on a judgment issued against the contractor for  
15 damage to property or injury or death to any person occurring in the  
16 contractor's contracting operations, according to the provisions of  
17 the assigned account agreement. The department has no liability for  
18 payment in excess of the amount of the assigned account.

19 (b) The assigned account filed with the director as proof of  
20 financial responsibility must be canceled at the expiration of three  
21 years after:

22 (i) The contractor's license has expired or been revoked; or

23 (ii) The contractor has furnished proof of insurance as required  
24 by subsection (1) of this section;

25 If, in either case, no legal action has been instituted against  
26 the contractor or on the account at the expiration of the three-year  
27 period.

28 (c) If a contractor chooses to file an assigned account as  
29 authorized in this section, the contractor shall, on any contracting  
30 project, notify each person with whom the contractor enters into a  
31 contract or to whom the contractor submits a bid that the contractor  
32 has filed an assigned account in lieu of insurance and that recovery  
33 from the account for any claim against the contractor for property  
34 damage or personal injury or death occurring in the project requires  
35 the claimant to obtain a court judgment.

36 NEW SECTION. **Sec. 5.** A new section is added to chapter 18.106  
37 RCW to read as follows:

38 (1) A certificate, license, or endorsement issued under this  
39 chapter may be suspended, revoked, or subject to civil penalty by the

1 department upon determination that any one or more of the following  
2 exist:

3 (a) A false statement as to a material matter in the application  
4 for a certificate, license, or endorsement;

5 (b) Fraud, misrepresentation, or bribery in securing a  
6 certificate, license, or endorsement;

7 (c) A violation of any provision of this chapter; or

8 (d) If the plumbing contractor does not employ a full-time  
9 individual who currently possesses a valid journey level plumber's  
10 certificate of competency or specialty plumber's certificate of  
11 competency in the specialty for the scope of work performed.

12 (2) If the department has suspended or revoked a certificate,  
13 license, or endorsement, because of fraud or error and a hearing is  
14 requested, the suspension or revocation must be stayed until the  
15 hearing is concluded and a decision is issued.

16 (3) The department must remove a suspension or reinstate a  
17 revoked certificate, license, or endorsement, if the licensee pays  
18 all assessed civil penalties and is able to demonstrate to the  
19 department that the licensee has met all the qualifications  
20 established by this chapter.

21 **Sec. 6.** RCW 18.106.020 and 2013 c 23 s 15 are each amended to  
22 read as follows:

23 (1) No person may engage in or offer to engage in the trade of  
24 plumbing without having a journey level certificate, specialty  
25 certificate, residential service certificate, temporary permit, or  
26 trainee certificate and photo identification in his or her  
27 possession. The department (~~may~~) must establish by rule a  
28 requirement that the person also wear and visibly display his or her  
29 certificate or permit. A trainee must be supervised by a person who  
30 has a journey level certificate, specialty certificate, residential  
31 service certificate, or temporary permit, as specified in RCW  
32 18.106.070. Until January 1, 2021, no contractor may employ a person  
33 to engage in or offer to engage in the trade of plumbing unless the  
34 ((person employed has a)) contractor is a registered plumbing  
35 contractor under chapter 18.27 RCW and the person performing the  
36 plumbing work has a journey level certificate, specialty certificate,  
37 temporary permit, or trainee certificate. ((This section does not  
38 apply to a contractor who is contracting for work on his or her own  
39 residence. Until July 1, 2007, the department shall issue a written

1 ~~warning to any specialty plumber defined by RCW 18.106.010(10)(c) not~~  
2 ~~having a valid plumber certification. The warning will state that the~~  
3 ~~individual must apply for a plumber training certificate or be~~  
4 ~~qualified for and apply for plumber certification under the~~  
5 ~~requirements in RCW 18.106.040 within thirty calendar days of the~~  
6 ~~warning. Only one warning will be issued to any individual. If the~~  
7 ~~individual fails to comply with this section, the department shall~~  
8 ~~issue a penalty or penalties as authorized by this chapter.)) After~~  
9 ~~January 1, 2021, no contractor may employ a person to engage in or~~  
10 ~~offer to engage in the trade of plumbing unless the contractor is a~~  
11 ~~licensed plumbing contractor under this chapter and the person~~  
12 ~~performing the plumbing work has a journey level certificate,~~  
13 ~~specialty certificate, residential service certificate, temporary~~  
14 ~~permit, or training certificate.~~

15 (2) Without exception, no person may engage in or offer to engage  
16 in medical gas piping installation without having a certificate of  
17 competency as a journey level plumber and a medical gas piping  
18 installer endorsement and photo identification in his or her  
19 possession. The department ((may)) must establish by rule a  
20 requirement that the person also wear and visibly display his or her  
21 endorsement. A trainee may engage in medical gas piping installation  
22 if he or she has a training certificate and is supervised by a person  
23 with a medical gas piping installer endorsement. No plumbing  
24 contractor may employ a person to engage in or offer to engage in  
25 medical gas piping installation unless the person employed has a  
26 certificate of competency as a journey level plumber and a medical  
27 gas piping installer endorsement.

28 (3) ~~((No contractor may advertise, offer to do work, submit a~~  
29 ~~bid, or perform any work under this chapter without being registered~~  
30 ~~as a contractor under chapter 18.27 RCW.~~

31 ~~(4))~~ Violation of this ~~((section))~~ chapter is an infraction.  
32 Each day in which a person ~~((engages)),~~ firm, or corporation  
33 advertises, offers to do work, submits a bid, or performs any work in  
34 the trade of plumbing in violation of this ~~((section))~~ chapter or  
35 employs a person in violation of this ~~((section))~~ chapter is a  
36 separate infraction. Each worksite at which a person engages in the  
37 trade of plumbing in violation of this ~~((section))~~ chapter or at  
38 which a person is employed in violation of this ~~((section))~~ chapter  
39 is a separate infraction.

1       (~~(5)~~) (4) Notices of infractions for violations of this  
2 (~~section~~) chapter may be issued to:

3       (a) The person engaging in or offering to engage in the trade of  
4 plumbing in violation of this (~~section~~) chapter;

5       (b) The contractor in violation of this (~~section~~) chapter; and

6       (c) The contractor's employee who authorized the work assignment  
7 of the person employed in violation of this (~~section~~) chapter.

8       (5) It is unlawful for anyone required to be licensed under this  
9 chapter or registered under chapter 18.27 RCW to subcontract to or  
10 use anyone not licensed under this chapter for work covered by the  
11 provisions of this chapter.

12       **Sec. 7.** RCW 18.106.030 and 2013 c 23 s 16 are each amended to  
13 read as follows:

14       (1) Any person desiring to be issued a certificate of competency  
15 as provided in this chapter shall deliver evidence in a form  
16 prescribed by the department affirming that said person has had  
17 sufficient experience in as well as demonstrated general competency  
18 in the trade of plumbing or specialty plumbing so as to qualify him  
19 or her to make an application for a certificate of competency as a  
20 journey level plumber (~~or~~), specialty plumber, or residential  
21 service plumber. Completion of a course of study in the plumbing  
22 trade in the armed services of the United States or at a school  
23 accredited by the workforce training and education coordinating board  
24 shall constitute sufficient evidence of experience and competency to  
25 enable such person to make application for a certificate of  
26 competency for a journey level plumber, specialty plumber, or  
27 residential service plumber.

28       (2) Any person desiring to be issued a medical gas piping  
29 installer endorsement shall deliver evidence in a form prescribed by  
30 the department affirming that the person has met the requirements  
31 established by the department for a medical gas piping installer  
32 endorsement.

33       (3) In addition to supplying the evidence as prescribed in this  
34 section, each applicant for a certificate of competency shall submit  
35 an application for such certificate on such form and in such manner  
36 as shall be prescribed by the director of the department.

37       **Sec. 8.** RCW 18.106.040 and 2013 c 23 s 17 are each amended to  
38 read as follows:

1 (1) Upon receipt of the application and evidence set forth in RCW  
2 18.106.030, the director shall review the same and make a  
3 determination as to whether the applicant is eligible to take an  
4 examination for the certificate of competency. To be eligible to take  
5 the examination:

6 (a) Each applicant for a journey level plumber's certificate of  
7 competency shall furnish written evidence that he or she has  
8 completed a course of study in the plumbing trade in the armed  
9 services of the United States or at a school (~~(licensed)~~) accredited  
10 by the workforce training and education coordinating board, or has  
11 had four or more years of experience under the direct supervision of  
12 a (~~(licensed)~~) certified journey level plumber.

13 (b) Each applicant for a specialty plumber's certificate of  
14 competency under RCW 18.106.010(~~((10))~~) (14)(a) shall furnish written  
15 evidence that he or she has completed a course of study in the  
16 plumbing trade in the armed services of the United States or at a  
17 school licensed by the workforce training and education coordinating  
18 board under chapter 28C.10 RCW, or that he or she has had at least  
19 three years (~~(practical)~~) of experience in the specialty under the  
20 supervision of a certified journey level plumber or a certified  
21 plumber.

22 (c) Each applicant for a residential service plumber's  
23 certificate of competency under RCW 18.106.010(11) shall furnish  
24 written evidence that he or she has completed a course of study in  
25 the plumbing trade in the armed services of the United States or at a  
26 school accredited by the workforce training and education  
27 coordinating board, or has had two or more years of experience under  
28 the supervision of a certified journey level plumber, certified  
29 specialty plumber, or certified residential service plumber.

30 (d) Each applicant for a specialty plumber's certificate of  
31 competency under RCW 18.106.010(~~((10))~~) (14) (b) or (c) shall furnish  
32 written evidence that he or she is eligible to take the examination.  
33 These eligibility requirements for the specialty plumbers defined by  
34 RCW 18.106.010(~~((10))~~) (14)(c) shall be one year of practical  
35 experience working on pumping systems not exceeding one hundred  
36 gallons per minute, and two years of practical experience working on  
37 pumping systems exceeding one hundred gallons per minute, or  
38 equivalent as determined by rule by the department in consultation  
39 with the advisory board, and that experience may be obtained at the  
40 same time the individual is meeting the experience required by RCW

1 19.28.191. The eligibility requirements for other specialty plumbers  
2 shall be established by rule by the director pursuant to subsection  
3 (2)(b) of this section.

4 (2)(a) The director shall establish reasonable rules for the  
5 examinations to be given applicants for certificates of competency.  
6 In establishing the rules, the director shall consult with the state  
7 advisory board of plumbers as established in RCW 18.106.110.

8 (b) The director shall establish reasonable criteria by rule for  
9 determining an applicant's eligibility to take an examination for the  
10 certificate of competency for specialty plumbers under subsection (1)  
11 (~~(c)~~) (d) of this section. In establishing the criteria, the  
12 director shall consult with the state advisory board of plumbers as  
13 established in RCW 18.106.110. These rules must take effect by  
14 December 31, 2006.

15 (3) Upon determination that the applicant is eligible to take the  
16 examination, the director shall so notify the applicant, indicating  
17 the time and place for taking the same.

18 (4) No other requirement for eligibility may be imposed.

19 **Sec. 9.** RCW 18.106.050 and 2013 c 23 s 18 are each amended to  
20 read as follows:

21 (1) The department, with the advice of the advisory board, shall  
22 prepare a written examination to be administered to applicants for  
23 certificates of competency for journey level plumber (~~and~~),  
24 specialty plumber, and residential service plumber. The examination  
25 shall be constructed to determine:

26 (a) Whether the applicant possesses varied general knowledge of  
27 the technical information and practical procedures that are  
28 identified with the trade of journey level plumber (~~or~~),  
29 specialty plumber, or residential service plumber; and

30 (b) Whether the applicant is familiar with the applicable  
31 plumbing codes and the administrative rules of the department  
32 pertaining to plumbing and plumbers.

33 (2) The department, with the consent of the advisory board, may  
34 enter into a contract with a nationally recognized testing agency to  
35 develop, administer, and score any examinations required by this  
36 chapter. All applicants shall, before taking an examination, pay the  
37 required examination fee. The department shall set the examination  
38 fee by contract with a nationally recognized testing agency. The fee  
39 shall cover but not exceed the costs of preparing and administering

1 the examination and the materials necessary to conduct the practical  
2 elements of the examination. The department shall approve training  
3 courses and set the fees for training courses for examinations  
4 provided by this chapter.

5 (3) An examination to determine the competency of an applicant  
6 for a domestic water pumping system specialty plumbing certificate as  
7 defined by RCW 18.106.010(~~((10))~~) (14)(c) must be established by the  
8 department in consultation with the advisory board by December 31,  
9 2006. The department may include an examination for appropriate  
10 electrical safety and technical requirements as required by RCW  
11 19.28.191 with the examination required by this section. The  
12 department, in consultation with the advisory board, may accept the  
13 certification by a professional or trade association or other  
14 acceptable entity as meeting the examination requirement of this  
15 section. (~~(Individuals who can provide evidence to the department  
16 prior to January 1, 2007, that they have been employed in the pump  
17 and irrigation business as defined by RCW 18.106.010(10)(c) for not  
18 less than four thousand hours in the most recent four calendar years  
19 shall be issued the appropriate certificate by the department upon  
20 receiving such documentation and applicable fees.)~~) The department  
21 shall establish a single document for those who have received both  
22 the plumbing specialty certification defined by this subsection and  
23 have also met the certification requirements for a pump and  
24 irrigation or domestic pump specialty electrician, showing that the  
25 individual has received both certifications.

26 (4) The department shall certify the results of the examinations  
27 provided by this chapter, and shall notify the applicant in writing  
28 whether he or she has passed or failed. Any applicant who has failed  
29 the examination may retake the examination, upon the terms and after  
30 a period of time that the director shall set by rule. The director  
31 may not limit the number of times that a person may take the  
32 examination.

33 **Sec. 10.** RCW 18.106.070 and 2013 c 23 s 19 are each amended to  
34 read as follows:

35 (1) The department shall issue a certificate of competency to all  
36 applicants who have passed the examination and have paid the fee for  
37 the certificate. The certificate may include a photograph of the  
38 holder. The certificate shall bear the date of issuance, and (~~shall  
39 expire on the birthdate of the holder immediately following the date~~

1 ~~of issuance. The certificate shall~~) be ((renewable)) renewed every  
2 ((~~other year~~)) three years, upon application, on or before the  
3 birthdate of the holder(~~(, except for specialty plumbers defined by~~  
4 ~~RCW 18.106.010(10)(c) who also have an electrical certification~~  
5 ~~issued jointly as provided by RCW 18.106.050(3) in which case their~~  
6 ~~certificate shall be renewable every three years on or before the~~  
7 ~~birthdate of the holder~~)). The department shall renew a certificate  
8 of competency if the applicant: (a) Pays the renewal fee assessed by  
9 the department; and (b) during the past ((~~two~~)) three years has  
10 completed ((~~sixteen~~)) twenty-four hours of continuing education  
11 approved by the department with the advice of the advisory board,  
12 including four hours related to electrical safety. For holders of the  
13 specialty plumber certificate under RCW 18.106.010((~~10~~)) (14)(c),  
14 the continuing education may comprise both electrical and plumbing  
15 education with a minimum of twelve of the required twenty-four hours  
16 of continuing education in plumbing. If a person fails to renew the  
17 certificate by the renewal date, he or she must pay a doubled fee. If  
18 the person does not renew the certificate within ninety days of the  
19 renewal date, he or she must retake the examination and pay the  
20 examination fee.

21 The journey level plumber ((~~and~~)), specialty plumber, and  
22 residential service plumber certificates of competency, the medical  
23 gas piping installer endorsement, and the temporary permit provided  
24 for in this chapter grant the holder the right to engage in the work  
25 of plumbing as a journey level plumber, specialty plumber,  
26 residential service plumber, or medical gas piping installer, in  
27 accordance with their provisions throughout the state and within any  
28 of its political subdivisions on any job or any employment without  
29 additional proof of competency or any other license or permit or fee  
30 to engage in the work. This section does not preclude employees from  
31 adhering to a union security clause in any employment where such a  
32 requirement exists.

33 (2) A person who is indentured ((~~in~~)) to an apprenticeship  
34 program approved under chapter 49.04 RCW for the plumbing  
35 construction trade or who is learning the plumbing construction trade  
36 may work in the plumbing construction trade if supervised by a  
37 certified journey level plumber or a certified specialty plumber in  
38 that plumber's specialty. All apprentices and individuals learning  
39 the plumbing construction trade shall obtain a plumbing training  
40 certificate from the department. The certificate shall authorize the

1 holder to learn the plumbing construction trade while under the  
2 direct supervision of a journey level plumber or a specialty plumber  
3 working in his or her specialty. The certificate may include a  
4 photograph of the holder. The holder of the plumbing training  
5 certificate shall renew the certificate annually. At the time of  
6 renewal, the holder shall provide the department with an accurate  
7 list of the holder's employers in the plumbing construction industry  
8 for the previous year and the number of hours worked for each  
9 employer. ~~((An annual))~~ Failure to provide plumbing hours worked for  
10 each employer is a violation of this chapter, subject to an  
11 infraction under RCW 18.106.320, and must result in nonrenewal of the  
12 trainee certificate. A fee shall be charged for the issuance or  
13 renewal of the certificate. The department shall set the fee by rule.  
14 The fee shall cover but not exceed the cost of administering and  
15 enforcing the trainee certification and supervision requirements of  
16 this chapter.

17 (3) ~~((Any person who has been issued a plumbing training~~  
18 ~~certificate under this chapter may work if that person is under~~  
19 ~~supervision.))~~ (a) Trainee supervision shall consist of a ((person))  
20 trainee being on the same job site and under the control of either a  
21 journey level plumber, residential service plumber, or an appropriate  
22 specialty plumber who has an applicable certificate of competency  
23 issued under this chapter. Either a journey level plumber,  
24 residential service plumber, or an appropriate specialty plumber  
25 shall be:

26 (i) On the same job site as the ((noncertified individual))  
27 trainee for a minimum of seventy-five percent of each working day  
28 unless otherwise provided in this chapter. ((The ratio of  
29 ~~noncertified individuals to certified journey level or specialty~~  
30 ~~plumbers working on a job site shall be: (a) Not more than two~~  
31 ~~noncertified plumbers working on any one job site for every certified~~  
32 ~~specialty plumber or journey level plumber working as a specialty~~  
33 ~~plumber; and (b) not more than one noncertified plumber working on~~  
34 ~~any one job site for every certified journey level plumber working as~~  
35 ~~a journey level plumber.))~~

36 (ii) Available via mobile phone or similar device in a manner  
37 that allows both audio and visual direction to the trainee from the  
38 supervising plumber. Remote trainee supervision using these types of  
39 technology is only permitted in cases that meet the following  
40 criteria:

1 (A) The trainee has more than two thousand hours of training;

2 (B) The supervising plumber is no more than forty miles from the  
3 job site; and

4 (C) The scope of work on the trainee's job site is service  
5 plumbing in a residential structure.

6 (b) An individual who has a current training certificate and who  
7 has successfully completed or is currently enrolled in an approved  
8 apprenticeship program or in a technical school program in the  
9 plumbing construction trade in a school approved by the workforce  
10 training and education coordinating board, may work without direct  
11 on-site supervision during the last six months of meeting the  
12 practical experience requirements of this chapter.

13 (4)(a) Until December 31, 2025, the ratio of trainees to  
14 certified journey level, residential service, or specialty plumbers  
15 working on a job site must be:

16 (i) Not more than three trainees working on any one residential  
17 structure job site for every certified specialty plumber or journey  
18 level plumber working as a specialty plumber;

19 (ii) Not more than one trainee working on any one job site for  
20 every certified journey level plumber working as a journey level  
21 plumber; and

22 (iii) Not more than one trainee working on any one job site for  
23 every certified residential service plumber.

24 (b) After December 31, 2025, not more than two trainees may work  
25 on any residential structure job site for every certified specialty  
26 plumber or journey level plumber working as a specialty plumber.

27 (5) An individual who has a current training certificate and who  
28 has successfully completed or is currently enrolled in a medical gas  
29 piping installer training course approved by the department may work  
30 on medical gas piping systems if the individual is under the direct  
31 supervision of a certified medical gas piping installer who holds a  
32 medical gas piping installer endorsement one hundred percent of a  
33 working day on a one-to-one ratio.

34 ~~((+5))~~ (6) The training to become a certified plumber must  
35 include not less than sixteen hours of classroom training established  
36 by the director with the advice of the advisory board. The classroom  
37 training must include, but not be limited to, electrical wiring  
38 safety, grounding, bonding, and other related items plumbers need to  
39 know to work under (~~(RCW 19.28.091)~~) this chapter.

1        ~~((6))~~ (7) All persons who are certified plumbers before January  
2 1, 2003, are deemed to have received the classroom training required  
3 in subsection ~~((5))~~ (6) of this section.

4        (8)(a) The department shall instruct the advisory board of  
5 plumbers to convene a subgroup that includes the statewide  
6 association representing plumbing, heating, and cooling contractors;  
7 the union representing plumbers and pipefitters; the association  
8 representing plumbing contractors who employ union plumbers and  
9 pipefitters; and other directly affected stakeholders after the  
10 completion of the 2023 legislative session, the 2024 legislative  
11 session, and every three years thereafter.

12        (b) The work group shall evaluate the effects that the trainee  
13 ratio changes have had on the industry, including public safety and  
14 industry response to public demand for plumbing services. The work  
15 group shall determine a sustainable plan for maintaining sufficient  
16 numbers of plumbers and trainees within the plumbing workforce to  
17 safely meet the needs of the public. The report is due to the  
18 standing labor committees of the legislature before December 1st of  
19 each year that the work group convenes. The work group shall conclude  
20 on receipt of the report by the legislature. Within current funding  
21 appropriated to the department, the department must reimburse each  
22 member of the work group in accordance with the provisions of RCW  
23 43.03.050 and 43.03.060 for each day in which the member is actually  
24 engaged in attendance of meetings of the advisory board.

25        **Sec. 11.** RCW 18.106.100 and 2013 c 23 s 23 are each amended to  
26 read as follows:

27        (1) The department may revoke or suspend a certificate of  
28 competency, license, or endorsement for any of the following reasons:

29        (a) The certificate, license, or endorsement was obtained through  
30 error or fraud;

31        (b) The certificate, license, or endorsement holder is judged to  
32 be incompetent to carry on the trade of plumbing as a journey level  
33 plumber ~~((#))~~, specialty plumber, or residential service plumber;

34        (c) The certificate, license, or endorsement holder has violated  
35 any provision of this chapter or any rule adopted under this chapter.

36        (2) Before a certificate of competency, license, or endorsement  
37 is revoked or suspended, the department shall send written notice  
38 using a method by which the mailing can be tracked or the delivery  
39 can be confirmed to the certificate holder's last known address. The

1 notice must list the allegations against the certificate holder and  
2 give him or her the opportunity to request a hearing before the  
3 advisory board. At the hearing, the department and the certificate  
4 holder have opportunity to produce witnesses and give testimony. The  
5 hearing must be conducted in accordance with chapter 34.05 RCW. The  
6 board shall render its decision based upon the testimony and evidence  
7 presented and shall notify the parties immediately upon reaching its  
8 decision. A majority of the board is necessary to render a decision.

9 (3) The department may deny renewal of a certificate of  
10 competency, license, or endorsement issued under this chapter if the  
11 applicant owes outstanding penalties for a final judgment under this  
12 chapter. The department shall notify the applicant of the denial  
13 using a method by which the mailing can be tracked or the delivery  
14 can be confirmed to the address on the application. The applicant may  
15 appeal the denial within twenty days by filing a notice of appeal  
16 with the department accompanied by a certified check for two hundred  
17 dollars which shall be returned to the applicant if the decision of  
18 the department is not upheld by the hearings officer. The office of  
19 administrative hearings shall conduct the hearing under chapter 34.05  
20 RCW. If the hearings officer sustains the decision of the department,  
21 the two hundred dollars must be applied to the cost of the hearing.

22 **Sec. 12.** RCW 18.106.110 and 2013 c 23 s 24 are each amended to  
23 read as follows:

24 (1) There is created a state advisory board of plumbers, to be  
25 composed of (~~seven~~) nine members appointed by the director. Two  
26 members shall be journey level plumbers, one member shall be a  
27 specialty plumber, three members shall be persons conducting a  
28 plumbing business, at least one of which shall be primarily engaged  
29 in a specialty plumbing business, one member representing the state-  
30 approved plumbing code body, one member from the department of  
31 health, and one member from the general public who is familiar with  
32 the business and trade of plumbing.

33 (2) The term of one journey level plumber expires July 1, 1995;  
34 the term of the second journey level plumber expires July 1, 2000;  
35 the term of the specialty plumber expires July 1, 2008; the term of  
36 one person conducting a plumbing business expires July 1, 1996; the  
37 term of the second person conducting a plumbing business expires July  
38 1, 2000; the term of the third person conducting a plumbing business  
39 expires July 1, 2007; the terms of the member representing the state-

1 approved plumbing code body and the member from the department of  
2 health expire July 1, 2022; and the term of the public member expires  
3 July 1, 1997. Thereafter, upon the expiration of said terms, the  
4 director shall appoint a new member to serve for a period of three  
5 years. However, to ensure that the board can continue to act, a  
6 member whose term expires shall continue to serve until his or her  
7 replacement is appointed. In the case of any vacancy on the board for  
8 any reason, the director shall appoint a new member to serve out the  
9 term of the person whose position has become vacant.

10 (3) The advisory board shall carry out all the functions and  
11 duties enumerated in this chapter, as well as generally advise the  
12 department on all matters relative to (~~this chapter~~) the  
13 enforcement of this chapter including plumbing industry promotion,  
14 standards of plumbing installations, consumer protection, and  
15 standards for the protection of public health.

16 (4) Each member of the advisory board shall receive travel  
17 expenses in accordance with the provisions of RCW 43.03.050 and  
18 43.03.060 as now existing or hereafter amended for each day in which  
19 such member is actually engaged in attendance upon the meetings of  
20 the advisory board.

21 **Sec. 13.** RCW 18.106.125 and 1983 c 124 s 17 are each amended to  
22 read as follows:

23 The department shall charge fees for issuance, renewal, and  
24 reinstatement of all certificates, endorsements, licenses, and  
25 permits and for examinations required by this chapter. The department  
26 shall set the fees by rule.

27 The fees shall cover the full cost of issuing the certificates  
28 and permits, devising and administering the examinations, and  
29 administering and enforcing this chapter. The costs shall include  
30 travel, per diem, and administrative support costs.

31 **Sec. 14.** RCW 18.106.150 and 2013 c 23 s 25 are each amended to  
32 read as follows:

33 (1) Nothing in this chapter shall be construed to require that a  
34 person obtain a license (~~or a certified plumber~~) in order to do  
35 plumbing work at his or her residence or farm or place of business or  
36 on other property owned by him or her.

37 (2) A current certificate of competency or apprentice permit is  
38 not required for:

1 (a) Persons performing plumbing work on a farm; or  
2 (b) Certified journey level electricians, certified residential  
3 specialty electricians, or electrical trainees working for an  
4 electrical contractor and performing exempt work under:

5 (i) RCW 18.27.090(18) until January 1, 2021;

6 (ii) After January 1, 2021, under subsection (8) of this section.

7 (3) Nothing in this chapter shall be intended to derogate from or  
8 dispense with the requirements of any valid plumbing code enacted by  
9 a political subdivision of the state, except that no code shall  
10 require the holder of a certificate of competency to demonstrate any  
11 additional proof of competency or obtain any other license or pay any  
12 fee in order to engage in the trade of plumbing.

13 (4) This chapter shall not apply to common carriers subject to  
14 Part I of the Interstate Commerce Act, nor to their officers and  
15 employees.

16 (5) Nothing in this chapter shall be construed to apply to any  
17 farm, business, industrial plant, or corporation doing plumbing work  
18 on premises it owns or operates.

19 (6) Nothing in this chapter shall be construed to restrict the  
20 right of any householder to assist or receive assistance from a  
21 friend, neighbor, relative, or other person when none of the  
22 individuals doing such plumbing hold themselves out as engaged in the  
23 trade or business of plumbing.

24 (7) This section does not apply to anyone installing, altering,  
25 repairing, or renovating medical gas systems.

26 (8) As of January 1, 2021, nothing in this chapter shall be  
27 construed to apply to an entity who holds a valid electrical  
28 contractor's license under chapter 19.28 RCW that employs a certified  
29 journey level electrician, a certified residential specialty  
30 electrician, or an electrical trainee meeting the requirements of  
31 chapter 19.28 RCW to perform plumbing work that is incidentally,  
32 directly, and immediately appropriate to the like-in-kind replacement  
33 of a household appliance or other small household utilization  
34 equipment that requires limited electrical power and limited waste,  
35 water connections, or both. An electrical trainee must be supervised  
36 by a certified electrician while performing plumbing work.

37 **Sec. 15.** RCW 18.106.180 and 2011 c 301 s 5 are each amended to  
38 read as follows:

1 (1) An authorized representative of the department may issue a  
2 notice of infraction as specified in RCW 18.106.020 if:

3 (a) A person who is doing plumbing work or who is offering to do  
4 plumbing work fails to produce evidence of:

5 (i) Having a certificate or permit issued by the department in  
6 accordance with this chapter, or being supervised by a person who has  
7 such a certificate or permit; and

8 (ii) Until January 1, 2021, being registered as a contractor as  
9 required under chapter 18.27 RCW (~~or this chapter~~), or being  
10 employed by a person who is registered as a contractor as required  
11 under chapter 18.27 RCW;

12 (b) Until January 1, 2021, a person who employs anyone, or offers  
13 or advertises to employ anyone, to do plumbing work fails to produce  
14 evidence of being registered as a contractor as required under  
15 chapter 18.27 RCW (~~or this chapter~~); (~~or~~)

16 (c) After January 1, 2021, a person who employs anyone, or offers  
17 or advertises to employ anyone, to do plumbing work fails to produce  
18 evidence of being licensed as a plumbing contractor as required under  
19 this chapter; or

20 (d) A contractor violates RCW 18.106.320.

21 (2) A notice of infraction issued under this section shall be  
22 personally served on the person or contractor named in the notice by  
23 an authorized representative of the department or sent using a method  
24 by which the mailing can be tracked or the delivery can be confirmed  
25 to the last known address provided to the department of the person  
26 named in the notice.

27 **Sec. 16.** RCW 18.106.200 and 1996 c 147 s 5 are each amended to  
28 read as follows:

29 A violation designated as an infraction under this chapter shall  
30 be heard and determined by an administrative law judge of the office  
31 of administrative hearings. If a party desires to contest the notice  
32 of infraction, the party shall file a notice of appeal with the  
33 department (~~within twenty days of issuance of the infraction~~)  
34 specifying the grounds of the appeal within twenty days of service of  
35 the infraction in a manner provided by this chapter. The appeal must  
36 be accompanied by a certified check for two hundred dollars, which  
37 must be returned to the assessed party if the decision of the  
38 department is not sustained following the final decision in the  
39 appeal. If the final decision sustains the decision of the

1 department, the department must apply the two hundred dollars to the  
2 payment of the expenses of the appeal, including costs charged by the  
3 office of administrative hearings. The administrative law judge shall  
4 conduct hearings in these cases at locations in the county where the  
5 infraction is alleged to have occurred.

6 **Sec. 17.** RCW 18.106.220 and 1994 c 174 s 6 are each amended to  
7 read as follows:

8 (1) ~~((A person who receives a notice of infraction shall respond~~  
9 ~~to the notice as provided in this section within fourteen days of the~~  
10 ~~date the notice was served.~~

11 ~~(2))~~ If the person or contractor named in the notice of  
12 infraction does not wish to contest the notice of infraction, the  
13 person or contractor shall pay to the department, by check or money  
14 order, the amount of the penalty prescribed for the infraction. When  
15 a response which does not contest the determination is received by  
16 the department with the appropriate payment, the department shall  
17 make the appropriate entry in its records.

18 ~~((3))~~ (2) If the person or contractor named in the notice of  
19 infraction wishes to contest the notice of infraction, the person or  
20 contractor shall respond by filing an answer of protest with the  
21 department specifying the grounds of protest.

22 ~~((4))~~ (3) If any person or contractor issued a notice of  
23 infraction:

24 (a) Fails to respond to the notice of infraction as provided in  
25 subsection ~~((2))~~ (1) of this section; or

26 (b) Fails to appear at a hearing requested pursuant to subsection  
27 ~~((3))~~ (2) of this section;

28 the administrative law judge shall enter an appropriate order  
29 assessing the monetary penalty prescribed for the infraction and  
30 shall notify the department of the failure to respond to the notice  
31 of infraction or to appear at a requested hearing.

32 **Sec. 18.** RCW 18.106.250 and 2002 c 82 s 4 are each amended to  
33 read as follows:

34 (1) The administrative law judge shall conduct notice of  
35 infraction cases under this chapter pursuant to chapter 34.05 RCW.

36 (2) The burden of proof is on the department to establish the  
37 commission of the infraction by a preponderance of the evidence. The

1 notice of infraction shall be dismissed if the defendant establishes  
2 that, at the time the notice was issued:

3 ~~((a) The defendant who was issued a notice of infraction~~  
4 ~~authorized by RCW 18.106.020(5)(a) had a certificate or permit issued~~  
5 ~~by the department in accordance with this chapter, was supervised by~~  
6 ~~a person who has such a certificate or permit, or was exempt from~~  
7 ~~this chapter under RCW 18.106.150; or~~

8 ~~(b))~~ For the defendant who was issued a notice of infraction  
9 authorized by RCW 18.106.020(~~(5)~~~~(b) or~~) (4)(a) through (c), the  
10 person employed or supervised by the defendant has a certificate,  
11 license, endorsement, ((or permit)) temporary permit, or registration  
12 issued by the department in accordance with this chapter, was  
13 supervised by a person who had such a certificate, license, ((or  
14 permit)) temporary permit, or endorsement, was exempt from this  
15 chapter under RCW 18.106.150, or was registered as a plumbing  
16 contractor under this chapter and registered as a contractor under  
17 chapter 18.27 RCW.

18 (3) After consideration of the evidence and argument, the  
19 administrative law judge shall determine whether the infraction was  
20 committed. If it has not been established that the infraction was  
21 committed, an order dismissing the notice shall be entered in the  
22 record of the proceedings. If it has been established that the  
23 infraction was committed, the administrative law judge shall issue  
24 findings of fact and conclusions of law in its decision and order  
25 determining whether the infraction was committed.

26 (4) An appeal from the administrative law judge's determination  
27 or order shall be to the superior court. The decision of the superior  
28 court is subject only to discretionary review pursuant to Rule 2.3 of  
29 the Rules of Appellate Procedure.

30 **Sec. 19.** RCW 18.106.270 and 1994 c 174 s 8 are each amended to  
31 read as follows:

32 (1) A person found to have committed an infraction under RCW  
33 18.106.020 shall be assessed a minimum monetary penalty of ~~((two))~~  
34 one hundred ~~((fifty))~~ dollars for the first infraction~~((, and not~~  
35 ~~more than one thousand dollars for a second or subsequent~~  
36 ~~infraction))~~. A contractor found to have committed an infraction  
37 under RCW 18.106.020 must be assessed a minimum monetary penalty of  
38 five hundred dollars for the first infraction. The maximum penalty  
39 for an infraction under RCW 18.106.020 must not exceed five thousand

1 dollars for a second or subsequent infraction. The department shall  
2 set by rule a schedule of penalties for infractions imposed under  
3 this chapter.

4 (2) The administrative law judge may not waive, reduce, or  
5 suspend the monetary penalty imposed for the infraction (~~for good~~  
6 ~~cause shown~~)).

7 (3) The director may waive or reduce collection of payment for  
8 good cause.

9 (4) Any individual or plumbing contractor who acquires three  
10 infractions within a thirty-six month period may have his or her  
11 certificate, license, endorsement, or registration suspended for a  
12 period of up to two years upon recommendation of the advisory board  
13 of plumbers. For purposes of this subsection, multiple violations  
14 created by a single inspection or audit are counted as one violation.

15 (5) Monetary penalties collected under this chapter shall be  
16 deposited in the plumbing certificate fund.

17 **Sec. 20.** RCW 18.106.320 and 2005 c 274 s 229 are each amended to  
18 read as follows:

19 (1) (~~Contractors shall accurately verify and attest to the~~  
20 ~~trainee hours worked by plumbing trainees on behalf of the contractor~~  
21 ~~and that all training hours were under the supervision of a certified~~  
22 ~~plumber and within the proper ratio, and shall provide the~~  
23 ~~supervising plumbers' names and certificate numbers. However,~~  
24 ~~contractors are not required to identify which hours a trainee works~~  
25 ~~with a specific certified plumber.)) (a) The plumbing contractor  
26 shall:~~

27 (i) Accurately report all plumbing hours worked by plumbing  
28 trainees and, effective June 30, 2021, report all plumbing trainee  
29 hours worked on a quarterly basis on a form prescribed by the  
30 department;

31 (ii) Attest that trainee hours were under the supervision of a  
32 certified plumber and within the proper ratio;

33 (iii) Provide the names and certification numbers of the  
34 supervising plumbers; and

35 (iv) Upon request, provide the department with trainee hours  
36 worked by all trainees within their employment for the past two-year  
37 period.

38 (b) Plumbing contractors are not required to identify which hours  
39 a trainee works with a specific certified plumber. Plumbing hours

1 reported on all payroll reports for audit purposes will be considered  
2 work performed by a certified plumber or trainee working within  
3 ratio. Plumbing work reported for noncertified plumbers or  
4 supervision and ratio requirements is a violation of this chapter and  
5 subject to issuance of an infraction.

6 (2) The department may audit the records of a plumbing contractor  
7 that has verified the hours of experience submitted by a plumbing  
8 trainee to the department under RCW 18.106.030 in the following  
9 circumstances: Excessive hours were reported; hours were reported  
10 outside the normal course of the plumbing contractor's business; or  
11 for other similar circumstances in which the department demonstrates  
12 a likelihood of excessive or improper hours being reported. The  
13 department shall limit the audit to records necessary to verify  
14 hours. Failure to have or maintain payroll and other records for each  
15 employee performing plumbing work for the company is a violation of  
16 this chapter and subject to issuance of an infraction. The department  
17 may assess a penalty of up to five thousand dollars for failure to  
18 maintain adequate records. Records used to document plumbing work  
19 must be maintained for a minimum of three years. The department shall  
20 adopt rules implementing audit procedures. Information obtained from  
21 a plumbing contractor under the provisions of this section is  
22 confidential and is not open to public inspection under chapter 42.56  
23 RCW.

24 (3) Violation of this section by a contractor is an infraction.

25 **Sec. 21.** RCW 18.27.060 and 2011 c 301 s 1 are each amended to  
26 read as follows:

27 (1) A certificate of registration shall be valid for two years  
28 and shall be renewed on or before the expiration date. The department  
29 shall issue to the applicant a certificate of registration upon  
30 compliance with the registration requirements of this chapter.

31 (2) If the department approves an application, it shall issue a  
32 certificate of registration to the applicant.

33 (3) If a contractor's surety bond or other security has an  
34 unsatisfied judgment against it or is canceled, or if the  
35 contractor's insurance policy is canceled, the contractor's  
36 registration shall be automatically suspended on the effective date  
37 of the impairment or cancellation. The department shall mail notice  
38 of the suspension to the contractor's address on the certificate of

1 registration within two days after suspension using a method by which  
2 the mailing can be tracked or the delivery can be confirmed.

3 (4) Renewal of registration is valid on the date the department  
4 receives the required fee and proof of bond and liability insurance,  
5 if sent by certified mail or other means requiring proof of delivery.  
6 The receipt or proof of delivery shall serve as the contractor's  
7 proof of renewed registration until he or she receives verification  
8 from the department.

9 (5) The department shall immediately suspend the certificate of  
10 registration of a contractor who has been certified by the department  
11 of social and health services as a person who is not in compliance  
12 with a support order or a visitation order as provided in RCW  
13 74.20A.320. The certificate of registration shall not be reissued or  
14 renewed unless the person provides to the department a release from  
15 the department of social and health services stating that he or she  
16 is in compliance with the order and the person has continued to meet  
17 all other requirements for certification during the suspension.

18 ~~((6) For a contractor who employs plumbers, as described in RCW  
19 18.106.010(10)(c), and is also required to be licensed as an  
20 electrical contractor as required in RCW 19.28.041, while doing pump  
21 and irrigation or domestic pump work described in rule as authorized  
22 by RCW 19.28.251, the department shall establish a single  
23 registration/licensing document for those who qualify for both  
24 general contractor registration as defined by this chapter and an  
25 electrical contractor license as defined by chapter 19.28 RCW.))~~

26 **Sec. 22.** RCW 18.27.090 and 2013 c 23 s 13 are each amended to  
27 read as follows:

28 The registration provisions of this chapter do not apply to:

29 (1) An authorized representative of the United States government,  
30 the state of Washington, or any incorporated city, town, county,  
31 township, irrigation district, reclamation district, or other  
32 municipal or political corporation or subdivision of this state;

33 (2) Officers of a court when they are acting within the scope of  
34 their office;

35 (3) Public utilities operating under the regulations of the  
36 utilities and transportation commission in construction, maintenance,  
37 or development work incidental to their own business;

38 (4) Any construction, repair, or operation incidental to the  
39 discovering or producing of petroleum or gas, or the drilling,

1 testing, abandoning, or other operation of any petroleum or gas well  
2 or any surface or underground mine or mineral deposit when performed  
3 by an owner or lessee;

4 (5) The sale of any finished products, materials, or articles of  
5 merchandise that are not fabricated into and do not become a part of  
6 a structure under the common law of fixtures;

7 (6) Any construction, alteration, improvement, or repair of  
8 personal property performed by the registered or legal owner, or by a  
9 mobile/manufactured home retail dealer or manufacturer licensed under  
10 chapter 46.70 RCW who shall warranty service and repairs under  
11 chapter 46.70 RCW;

12 (7) Any construction, alteration, improvement, or repair carried  
13 on within the limits and boundaries of any site or reservation under  
14 the legal jurisdiction of the federal government;

15 (8) Any person who only furnished materials, supplies, or  
16 equipment without fabricating them into, or consuming them in the  
17 performance of, the work of the contractor;

18 (9) Any work or operation on one undertaking or project by one or  
19 more contracts, the aggregate contract price of which for labor and  
20 materials and all other items is less than five hundred dollars, such  
21 work or operations being considered as of a casual, minor, or  
22 inconsequential nature. The exemption prescribed in this subsection  
23 does not apply in any instance wherein the work or construction is  
24 only a part of a larger or major operation, whether undertaken by the  
25 same or a different contractor, or in which a division of the  
26 operation is made into contracts of amounts less than five hundred  
27 dollars for the purpose of evasion of this chapter or otherwise. The  
28 exemption prescribed in this subsection does not apply to a person  
29 who advertises or puts out any sign or card or other device which  
30 might indicate to the public that he or she is a contractor, or that  
31 he or she is qualified to engage in the business of contractor;

32 (10) Any construction or operation incidental to the construction  
33 and repair of irrigation and drainage ditches of regularly  
34 constituted irrigation districts or reclamation districts; or to  
35 farming, dairying, agriculture, viticulture, horticulture, or stock  
36 or poultry raising; or to clearing or other work upon land in rural  
37 districts for fire prevention purposes; except when any of the above  
38 work is performed by a registered contractor;

39 (11) An owner who contracts for a project with a registered  
40 contractor, except that this exemption shall not deprive the owner of

1 the protections of this chapter against registered and unregistered  
2 contractors. The exemption prescribed in this subsection does not  
3 apply to a person who performs the activities of a contractor for the  
4 purpose of leasing or selling improved property he or she has owned  
5 for less than twelve months;

6 (12) Any person working on his or her own property, whether  
7 occupied by him or her or not, and any person working on his or her  
8 personal residence, whether owned by him or her or not but this  
9 exemption shall not apply to any person who performs the activities  
10 of a contractor on his or her own property for the purpose of  
11 selling, demolishing, or leasing the property;

12 (13) An owner who performs maintenance, repair, and alteration  
13 work in or upon his or her own properties, or who uses his or her own  
14 employees to do such work;

15 (14) A licensed architect or civil or professional engineer  
16 acting solely in his or her professional capacity, an electrician  
17 certified under the laws of the state of Washington, or a plumber  
18 certified under the laws of the state of Washington or licensed by a  
19 political subdivision of the state of Washington while operating  
20 within the boundaries of such political subdivision. The exemption  
21 provided in this subsection is applicable only when the person  
22 certified is operating within the scope of his or her certification;

23 (15) Any person who engages in the activities herein regulated as  
24 an employee of a registered contractor with wages as his or her sole  
25 compensation or as an employee with wages as his or her sole  
26 compensation;

27 (16) Contractors on highway projects who have been prequalified  
28 as required by RCW 47.28.070, with the department of transportation  
29 to perform highway construction, reconstruction, or maintenance work;

30 (17) A mobile/manufactured home dealer or manufacturer who  
31 subcontracts the installation, set-up, or repair work to actively  
32 registered contractors. This exemption only applies to the  
33 installation, set-up, or repair of the mobile/manufactured homes that  
34 were manufactured or sold by the mobile/manufactured home dealer or  
35 manufacturer( (÷

36 ~~(18) An entity who holds a valid electrical contractor's license~~  
37 ~~under chapter 19.28 RCW that employs a certified journey level~~  
38 ~~electrician, a certified residential specialty electrician, or an~~  
39 ~~electrical trainee meeting the requirements of chapter 19.28 RCW to~~  
40 ~~perform plumbing work that is incidentally, directly, and immediately~~

1 ~~appropriate to the like-in-kind replacement of a household appliance~~  
2 ~~or other small household utilization equipment that requires limited~~  
3 ~~electric power and limited waste and/or water connections. An~~  
4 ~~electrical trainee must be supervised by a certified electrician~~  
5 ~~while performing plumbing work)).~~

6 **Sec. 23.** RCW 19.28.091 and 2003 c 399 s 301 and 2003 c 242 s 1  
7 are each reenacted and amended to read as follows:

8 (1) No license under the provision of this chapter shall be  
9 required from any utility or any person, firm, partnership,  
10 corporation, or other entity employed by a utility because of work in  
11 connection with the installation, repair, or maintenance of lines,  
12 wires, apparatus, or equipment owned by or under the control of a  
13 utility and used for transmission or distribution of electricity from  
14 the source of supply to the point of contact at the premises and/or  
15 property to be supplied and service connections and meters and other  
16 apparatus or appliances used in the measurement of the consumption of  
17 electricity by the customer.

18 (2) No license under the provisions of this chapter shall be  
19 required from any utility because of work in connection with the  
20 installation, repair, or maintenance of the following:

21 (a) Lines, wires, apparatus, or equipment used in the lighting of  
22 streets, alleys, ways, or public areas or squares;

23 (b) Lines, wires, apparatus, or equipment owned by a commercial,  
24 industrial, or public institution customer that are an integral part  
25 of a transmission or distribution system, either overhead or  
26 underground, providing service to such customer and located outside  
27 the building or structure: PROVIDED, That a utility does not initiate  
28 the sale of services to perform such work;

29 (c) Lines and wires, together with ancillary apparatus, and  
30 equipment, owned by a customer that is an independent power producer  
31 who has entered into an agreement for the sale of electricity to a  
32 utility and that are used in transmitting electricity from an  
33 electrical generating unit located on premises used by such customer  
34 to the point of interconnection with the utility's system.

35 (3) Any person, firm, partnership, corporation, or other entity  
36 licensed under RCW 19.28.041 may enter into a contract with a utility  
37 for the performance of work under subsection (2) of this section.

38 (4) No license under the provisions of this chapter shall be  
39 required from any person, firm, partnership, corporation, or other

1 entity because of the work of installing and repairing ignition or  
2 lighting systems for motor vehicles.

3 (5) No license under the provisions of this chapter shall be  
4 required from any person, firm, partnership, corporation, or other  
5 entity because of work in connection with the installation, repair,  
6 or maintenance of wires and equipment, and installations thereof,  
7 exempted in RCW 19.28.010.

8 (6) The department may by rule exempt from licensing requirements  
9 under this chapter work performed on premanufactured electric power  
10 generation equipment assemblies and control gear involving the  
11 testing, repair, modification, maintenance, or installation of  
12 components internal to the power generation equipment, the control  
13 gear, or the transfer switch.

14 (7) This chapter does not require an electrical contractor  
15 license if: (a) An appropriately certified electrician or a properly  
16 supervised certified electrical trainee is performing the  
17 installation, repair, or maintenance of wires and equipment for a  
18 nonprofit corporation that holds a current tax exempt status as  
19 provided under 26 U.S.C. Sec. 501(c)(3) or a nonprofit religious  
20 organization; (b) the certified electrician or certified electrical  
21 trainee is not compensated for the electrical work; and (c) the value  
22 of the electrical work does not exceed thirty thousand dollars.

23 (8) An entity that currently holds a valid plumbing contractor's  
24 license under chapter 18.106 RCW, or, until January 1, 2021, an  
25 entity that currently holds a valid specialty or general plumbing  
26 contractor's registration under chapter 18.27 RCW may employ a  
27 certified plumber, a certified residential plumber, or a plumber  
28 trainee meeting the requirements of chapter 18.106 RCW to perform  
29 electrical work that is incidentally, directly, and immediately  
30 appropriate to the like-in-kind replacement of a household appliance  
31 or other small household utilization equipment that requires limited  
32 electric power and limited waste and/or water connections. A plumber  
33 trainee must be supervised by a certified plumber or a certified  
34 residential plumber while performing electrical work. The electrical  
35 work is subject to the permitting and inspection requirements of this  
36 chapter.

37 **Sec. 24.** RCW 19.28.041 and 2013 c 23 s 28 are each amended to  
38 read as follows:

1 (1) It is unlawful for any person, firm, partnership,  
2 corporation, or other entity to advertise, offer to do work, submit a  
3 bid, engage in, conduct, or carry on the business of installing or  
4 maintaining wires or equipment to convey electric current, or  
5 installing or maintaining equipment to be operated by electric  
6 current as it pertains to the electrical industry, without having an  
7 unrevoked, unsuspended, and unexpired electrical contractor license,  
8 issued by the department in accordance with this chapter. All  
9 electrical contractor licenses expire twenty-four calendar months  
10 following the day of their issue. The department may issue an  
11 electrical contractor license for a period of less than twenty-four  
12 months only for the purpose of equalizing the number of electrical  
13 contractor licenses that expire each month. Application for an  
14 electrical contractor license shall be made in writing to the  
15 department, accompanied by the required fee. The application shall  
16 state:

17 (a) The name and address of the applicant; in case of firms or  
18 partnerships, the names of the individuals composing the firm or  
19 partnership; in case of corporations, the names of the managing  
20 officials thereof;

21 (b) The location of the place of business of the applicant and  
22 the name under which the business is conducted;

23 (c) Employer social security number;

24 (d) Evidence of workers' compensation coverage for the  
25 applicant's employees working in Washington, as follows:

26 (i) The applicant's industrial insurance account number issued by  
27 the department;

28 (ii) The applicant's self-insurer number issued by the  
29 department; or

30 (iii) For applicants domiciled in a state or province of Canada  
31 subject to an agreement entered into under RCW 51.12.120(7), as  
32 permitted by the agreement, filing a certificate of coverage issued  
33 by the agency that administers the workers' compensation law in the  
34 applicant's state or province of domicile certifying that the  
35 applicant has secured the payment of compensation under the other  
36 state's or province's workers' compensation law;

37 (e) Employment security department number;

38 (f) State excise tax registration number;

39 (g) Unified business identifier (UBI) account number may be  
40 substituted for the information required by (d) of this subsection if

1 the applicant will not employ employees in Washington, and by (e) and  
2 (f) of this subsection; and

3 (h) Whether a general or specialty electrical contractor license  
4 is sought and, if the latter, the type of specialty. Electrical  
5 contractor specialties include, but are not limited to: Residential,  
6 pump and irrigation, limited energy system, signs, nonresidential  
7 maintenance, restricted nonresidential maintenance, appliance repair,  
8 and a combination specialty. A general electrical contractor license  
9 shall grant to the holder the right to engage in, conduct, or carry  
10 on the business of installing or maintaining wires or equipment to  
11 carry electric current, and installing or maintaining equipment, or  
12 installing or maintaining material to fasten or insulate such wires  
13 or equipment to be operated by electric current, in the state of  
14 Washington. A specialty electrical contractor license shall grant to  
15 the holder a limited right to engage in, conduct, or carry on the  
16 business of installing or maintaining wires or equipment to carry  
17 electrical current, and installing or maintaining equipment; or  
18 installing or maintaining material to fasten or insulate such wires  
19 or equipment to be operated by electric current in the state of  
20 Washington as expressly allowed by the license.

21 (2) The department may verify the workers' compensation coverage  
22 information provided by the applicant under subsection (1)(d) of this  
23 section, including but not limited to information regarding the  
24 coverage of an individual employee of the applicant. If coverage is  
25 provided under the laws of another state, the department may notify  
26 the other state that the applicant is employing employees in  
27 Washington.

28 (3) The application for an electrical contractor license shall be  
29 accompanied by a bond in the sum of four thousand dollars with the  
30 state of Washington named as obligee in the bond, with good and  
31 sufficient surety, to be approved by the department. The bond shall  
32 at all times be kept in full force and effect, and any cancellation  
33 or revocation thereof, or withdrawal of the surety therefrom,  
34 suspends the license issued to the principal until a new bond has  
35 been filed and approved as provided in this section. Upon approval of  
36 a bond, the department shall on the next business day deposit the fee  
37 accompanying the application in the electrical license fund and shall  
38 file the bond in the office. The department shall upon request  
39 furnish to any person, firm, partnership, corporation, or other  
40 entity a certified copy of the bond upon the payment of a fee that

1 the department shall set by rule. The fee shall cover but not exceed  
2 the cost of furnishing the certified copy. The bond shall be  
3 conditioned that in any installation or maintenance of wires or  
4 equipment to convey electrical current, and equipment to be operated  
5 by electrical current, the principal will comply with the provisions  
6 of this chapter and with any electrical ordinance, building code, or  
7 regulation of a city or town adopted pursuant to RCW 19.28.010(3)  
8 that is in effect at the time of entering into a contract. The bond  
9 shall be conditioned further that the principal will pay for all  
10 labor, including employee benefits, and material furnished or used  
11 upon the work, taxes and contributions to the state of Washington,  
12 and all damages that may be sustained by any person, firm,  
13 partnership, corporation, or other entity due to a failure of the  
14 principal to make the installation or maintenance in accordance with  
15 this chapter or any applicable ordinance, building code, or  
16 regulation of a city or town adopted pursuant to RCW 19.28.010(3). In  
17 lieu of the surety bond required by this section, the license  
18 applicant may file with the department a cash deposit or other  
19 negotiable security acceptable to the department. If the license  
20 applicant has filed a cash deposit, the department shall deposit the  
21 funds in a special trust savings account in a commercial bank, mutual  
22 savings bank, or savings and loan association and shall pay annually  
23 to the depositor the interest derived from the account.

24 (4) The department shall issue general or specialty electrical  
25 contractor licenses to applicants meeting all of the requirements of  
26 this chapter. The provisions of this chapter relating to the  
27 licensing of any person, firm, partnership, corporation, or other  
28 entity including the requirement of a bond with the state of  
29 Washington named as obligee therein and the collection of a fee  
30 therefor, are exclusive, and no political subdivision of the state of  
31 Washington may require or issue any licenses or bonds or charge any  
32 fee for the same or a similar purpose. No person, firm, partnership,  
33 corporation, or other entity holding more than one specialty  
34 contractor license under this chapter may be required to pay an  
35 annual fee for more than one such license or to post more than one  
36 four thousand dollar bond, equivalent cash deposit, or other  
37 negotiable security.

38 (5) To obtain a general or specialty electrical contractor  
39 license, the applicant must designate an individual who currently  
40 possesses a valid master journey level electrician's certificate of

1 competency, master specialty electrician's certificate of competency  
2 in the specialty for which application has been made, or  
3 administrator's certificate as a general electrical contractor  
4 administrator or as a specialty electrical contractor administrator  
5 in the specialty for which application has been made.

6 (6) Administrator certificate specialties include, but are not  
7 limited to: Residential, pump and irrigation or domestic pump,  
8 limited energy system, signs, nonresidential maintenance, restricted  
9 nonresidential maintenance, appliance repair, and combination  
10 specialty. To obtain an administrator's certificate, an individual  
11 must pass an examination as set forth in RCW 19.28.051 unless the  
12 applicant was a licensed electrical contractor at any time during  
13 1974. Applicants who were electrical contractors licensed by the  
14 state of Washington at any time during 1974 are entitled to receive a  
15 general electrical contractor administrator's certificate without  
16 examination if the applicants apply prior to January 1, 1984. The  
17 board of electrical examiners shall certify to the department the  
18 names of all persons who are entitled to either a general or  
19 specialty electrical contractor administrator's certificate.

20 (7) For a contractor doing domestic water pumping system work as  
21 defined by RCW 18.106.010(~~((10))~~) (14)(c), the department shall  
22 consider the requirements of subsections (1)(a) through (h), (2), and  
23 (3) of this section to have been met to be a pump and irrigation or  
24 domestic pump licensed electrical contractor if (~~the~~):

25 (a) The contractor has met the plumbing contractor  
26 (~~registration~~) licensing requirements of chapter (~~(18.27)~~) 18.106  
27 RCW. The department shall establish a single (~~registration/~~)  
28 licensing document for those who qualify for both (~~general~~) a  
29 plumbing contractor (~~registration~~) license as defined in chapter  
30 (~~(18.27)~~) 18.106 RCW and a pump and irrigation or domestic pump  
31 electrical contractor license as defined by this chapter; or

32 (b) Until January 1, 2021, the contractor has met the contractor  
33 registration requirements of chapter 18.27 RCW. The department shall  
34 establish a single registration/licensing document for those who  
35 qualify for both a general contractor registration as defined in  
36 chapter 18.27 RCW and a pump and irrigation or domestic pump  
37 electrical contractor license as defined by this chapter.

38 **Sec. 25.** RCW 19.28.191 and 2016 c 198 s 2 are each amended to  
39 read as follows:

1 (1) Upon receipt of the application, the department shall review  
2 the application and determine whether the applicant is eligible to  
3 take an examination for the master journey level electrician, journey  
4 level electrician, master specialty electrician, or specialty  
5 electrician certificate of competency.

6 (a) Before July 1, 2005, an applicant who possesses a valid  
7 journey level electrician certificate of competency in effect for the  
8 previous four years and a valid general administrator's certificate  
9 may apply for a master journey level electrician certificate of  
10 competency without examination.

11 (b) Before July 1, 2005, an applicant who possesses a valid  
12 specialty electrician certificate of competency, in the specialty  
13 applied for, for the previous two years and a valid specialty  
14 administrator's certificate, in the specialty applied for, may apply  
15 for a master specialty electrician certificate of competency without  
16 examination.

17 (c) Before December 1, 2003, the following persons may obtain an  
18 equipment repair specialty electrician certificate of competency  
19 without examination:

20 (i) A person who has successfully completed an apprenticeship  
21 program approved under chapter 49.04 RCW for the machinist trade; and

22 (ii) A person who provides evidence in a form prescribed by the  
23 department affirming that: (A) He or she was employed as of April 1,  
24 2003, by a factory-authorized equipment dealer or service company;  
25 and (B) he or she has worked in equipment repair for a minimum of  
26 four thousand hours.

27 (d) To be eligible to take the examination for a master journey  
28 level electrician certificate of competency, the applicant must have  
29 possessed a valid journey level electrician certificate of competency  
30 for four years.

31 (e) To be eligible to take the examination for a master specialty  
32 electrician certificate of competency, the applicant must have  
33 possessed a valid specialty electrician certificate of competency, in  
34 the specialty applied for, for two years.

35 (f) To be eligible to take the examination for a journey level  
36 certificate of competency, the applicant must have:

37 (i) Worked in the electrical construction trade for a minimum of  
38 eight thousand hours, of which four thousand hours shall be in  
39 industrial or commercial electrical installation under the  
40 supervision of a master journey level electrician or journey level

1 electrician and not more than a total of four thousand hours in all  
2 specialties under the supervision of a master journey level  
3 electrician, journey level electrician, master specialty electrician  
4 working in that electrician's specialty, or specialty electrician  
5 working in that electrician's specialty. Specialty electricians with  
6 less than a four thousand hour work experience requirement cannot  
7 credit the time required to obtain that specialty towards qualifying  
8 to become a journey level electrician; or

9 (ii) Successfully completed an apprenticeship program approved  
10 under chapter 49.04 RCW for the electrical construction trade.

11 (g)(i) To be eligible to take the examination for a specialty  
12 electrician certificate of competency, the applicant must have:

13 (A) Worked in the residential (as specified in WAC  
14 296-46B-920(2)(a)), pump and irrigation (as specified in WAC  
15 296-46B-920(2)(b)), sign (as specified in WAC 296-46B-920(2)(d)),  
16 limited energy (as specified in WAC 296-46B-920(2)(e)),  
17 nonresidential maintenance (as specified in WAC 296-46B-920(2)(g)),  
18 or other new nonresidential specialties as determined by the  
19 department in rule under the supervision of a master journey level  
20 electrician, journey level electrician, master specialty electrician  
21 working in that electrician's specialty, or specialty electrician  
22 working in that electrician's specialty for a minimum of four  
23 thousand hours;

24 (B) Worked in the appliance repair specialty as determined by the  
25 department in rule, restricted nonresidential maintenance as  
26 determined by the department in rule, the equipment repair specialty  
27 as determined by the department in rule, the pump and irrigation  
28 specialty other than as defined by (g)(i)(A) of this subsection or  
29 domestic pump specialty as determined by the department in rule, or a  
30 specialty other than the designated specialties in (g)(i)(A) of this  
31 subsection for a minimum of the initial ninety days, or longer if set  
32 by rule by the department. The restricted nonresidential maintenance  
33 specialty is limited to a maximum of 277 volts and 20 amperes for  
34 lighting branch circuits and/or a maximum of 250 volts and 60 amperes  
35 for other circuits excluding the replacement or repair of circuit  
36 breakers. The department may alter the scope of work for the  
37 restricted nonresidential maintenance specialty by rule. The initial  
38 period must be spent under one hundred percent supervision of a  
39 master journey level electrician, journey level electrician, master  
40 specialty electrician working in that electrician's specialty, or

1 specialty electrician working in that electrician's specialty. After  
2 this initial period, a person may take the specialty examination. If  
3 the person passes the examination, the person may work unsupervised  
4 for the balance of the minimum hours required for certification. A  
5 person may not be certified as a specialty electrician in the  
6 appliance repair specialty or in a specialty other than the  
7 designated specialties in (g)(i)(A) of this subsection, however,  
8 until the person has worked a minimum of two thousand hours in that  
9 specialty, or longer if set by rule by the department; or

10 (C) Successfully completed an approved apprenticeship program  
11 under chapter 49.04 RCW for the applicant's specialty in the  
12 electrical construction trade.

13 (ii) In meeting the training requirements for the pump and  
14 irrigation or domestic pump specialties, the individual shall be  
15 allowed to obtain the experience required by this section at the same  
16 time the individual is meeting the experience required by RCW  
17 18.106.040(1)((e)) (d). After meeting the training requirements  
18 provided in this section, the individual may take the examination and  
19 upon passing the examination, meeting additional training  
20 requirements as may still be required for those seeking a pump and  
21 irrigation, or a domestic pump specialty certificate as defined by  
22 rule, and paying the applicable fees, the individual must be issued  
23 the appropriate certificate. The department may include an  
24 examination for specialty plumbing certificate defined in RCW  
25 18.106.010(~~(10)(e)~~) (14)(c) with the examination required by this  
26 section. The department, by rule and in consultation with the  
27 electrical board, may establish additional equivalent ways to gain  
28 the experience requirements required by this subsection.

29 (~~Individuals who are able to provide evidence to the department,~~  
30 ~~prior to January 1, 2007, that they have been employed as a pump~~  
31 ~~installer in the pump and irrigation or domestic pump business by an~~  
32 ~~appropriately licensed electrical contractor, registered general~~  
33 ~~contractor defined by chapter 18.27 RCW, or appropriate general~~  
34 ~~specialty contractor defined by chapter 18.27 RCW for not less than~~  
35 ~~eight thousand hours in the most recent six calendar years shall be~~  
36 ~~issued the appropriate certificate by the department upon receiving~~  
37 ~~such documentation and applicable fees.)) The department shall  
38 establish a single document for those who have received both an  
39 electrical specialty certification as defined by this subsection and  
40 have also met the certification requirements for the specialty~~

1 plumber as defined by RCW 18.106.010(~~(10)(e)~~), showing that the  
2 individual has received both certifications. No other experience or  
3 training requirements may be imposed.

4 (iii) Before July 1, 2015, an applicant possessing an electrical  
5 training certificate issued by the department is eligible to apply  
6 one hour of every two hours of unsupervised telecommunications system  
7 installation work experience toward eligibility for examination for a  
8 limited energy system certificate of competency (as specified in WAC  
9 296-46B-920(2)(e)), if:

10 (A) The telecommunications work experience was obtained while  
11 employed by a contractor licensed under this chapter as a general  
12 electrical contractor (as specified in WAC 296-46B-920(1)) or limited  
13 energy system specialty contractor (as specified in WAC  
14 296-46B-920(2)(e)); and

15 (B) Evidence of the telecommunications work experience is  
16 submitted in the form of an affidavit prescribed by the department.

17 (h) Any applicant for a journey level electrician certificate of  
18 competency who has successfully completed a two-year program in the  
19 electrical construction trade at public community or technical  
20 colleges, or not-for-profit nationally accredited technical or trade  
21 schools licensed by the workforce training and education coordinating  
22 board under chapter 28C.10 RCW, may substitute up to two years of the  
23 technical or trade school program for two years of work experience  
24 under a master journey level electrician or journey level  
25 electrician. The applicant shall obtain the additional two years of  
26 work experience required in industrial or commercial electrical  
27 installation prior to the beginning, or after the completion, of the  
28 technical school program. Any applicant who has received training in  
29 the electrical construction trade in the armed service of the United  
30 States may be eligible to apply armed service work experience towards  
31 qualification to take the examination for the journey level  
32 electrician certificate of competency.

33 (i) An applicant for a specialty electrician certificate of  
34 competency who, after January 1, 2000, has successfully completed a  
35 two-year program in the electrical construction trade at a public  
36 community or technical college, or a not-for-profit nationally  
37 accredited technical or trade school licensed by the workforce  
38 training and education coordinating board under chapter 28C.10 RCW,  
39 may substitute up to one year of the technical or trade school  
40 program for one year of work experience under a master journey level

1 electrician, journey level electrician, master specialty electrician  
2 working in that electrician's specialty, or specialty electrician  
3 working in that electrician's specialty. Any applicant who has  
4 received training in the electrical construction trade in the armed  
5 services of the United States may be eligible to apply armed service  
6 work experience towards qualification to take the examination for an  
7 appropriate specialty electrician certificate of competency.

8 (j) The department must determine whether hours of training and  
9 experience in the armed services or school program are in the  
10 electrical construction trade and appropriate as a substitute for  
11 hours of work experience. The department must use the following  
12 criteria for evaluating the equivalence of classroom electrical  
13 training programs and work in the electrical construction trade:

14 (i) A two-year electrical training program must consist of three  
15 thousand or more hours.

16 (ii) In a two-year electrical training program, a minimum of two  
17 thousand four hundred hours of student/instructor contact time must  
18 be technical electrical instruction directly related to the scope of  
19 work of the electrical specialty. Student/instructor contact time  
20 includes lecture and in-school lab.

21 (iii) The department may not allow credit for a program that  
22 accepts more than one thousand hours transferred from another  
23 school's program.

24 (iv) Electrical specialty training school programs of less than  
25 two years will have all of the above student/instructor contact time  
26 hours proportionately reduced. Such programs may not apply to more  
27 than fifty percent of the work experience required to attain  
28 certification.

29 (v) Electrical training programs of less than two years may not  
30 be credited towards qualification for journey level electrician  
31 unless the training program is used to gain qualification for a four  
32 thousand hour electrical specialty.

33 (k) No other requirement for eligibility may be imposed.

34 (2) The department shall establish reasonable rules for the  
35 examinations to be given applicants for certificates of competency.  
36 In establishing the rules, the department shall consult with the  
37 board. Upon determination that the applicant is eligible to take the  
38 examination, the department shall so notify the applicant, indicating  
39 the time and place for taking the examination.

1 (3) No noncertified individual may work unsupervised more than  
2 one year beyond the date when the trainee would be eligible to test  
3 for a certificate of competency if working on a full-time basis after  
4 original application for the trainee certificate. For the purposes of  
5 this section, "full-time basis" means two thousand hours.

6 **Sec. 26.** RCW 19.28.191 and 2018 c 249 s 1 are each amended to  
7 read as follows:

8 (1) Upon receipt of the application, the department shall review  
9 the application and determine whether the applicant is eligible to  
10 take an examination for the master journey level electrician, journey  
11 level electrician, master specialty electrician, or specialty  
12 electrician certificate of competency.

13 (a) To be eligible to take the examination for a master journey  
14 level electrician certificate of competency, the applicant must have  
15 possessed a valid journey level electrician certificate of competency  
16 for four years.

17 (b) To be eligible to take the examination for a master specialty  
18 electrician certificate of competency, the applicant must have  
19 possessed a valid specialty electrician certificate of competency, in  
20 the specialty applied for, for two years.

21 (c) To be eligible to take the examination for a journey level  
22 certificate of competency, the applicant must have successfully  
23 completed an apprenticeship program approved under chapter 49.04 RCW  
24 or equivalent apprenticeship program approved by the department for  
25 the electrical construction trade in which the applicant worked in  
26 the electrical construction trade for a minimum of eight thousand  
27 hours. Four thousand of the hours shall be in industrial or  
28 commercial electrical installation under the supervision of a master  
29 journey level electrician or journey level electrician and not more  
30 than a total of four thousand hours in all specialties under the  
31 supervision of a master journey level electrician, journey level  
32 electrician, master specialty electrician working in that  
33 electrician's specialty, or specialty electrician working in that  
34 electrician's specialty. Specialty electricians with less than a four  
35 thousand hour work experience requirement cannot credit the time  
36 required to obtain that specialty towards qualifying to become a  
37 journey level electrician. The holder of a specialty electrician  
38 certificate of competency with a four thousand hour work experience  
39 requirement shall be allowed to credit the work experience required

1 to obtain that certificate towards apprenticeship requirements for  
2 qualifying to take the examination for a journey level electrician  
3 certificate of competency.

4 (d) To be eligible to take the examination for a specialty  
5 electrician certificate of competency, the applicant must have:

6 (i) Worked in the residential (as specified in WAC  
7 296-46B-920(2)(a)), pump and irrigation (as specified in WAC  
8 296-46B-920(2)(b)), sign (as specified in WAC 296-46B-920(2)(d)),  
9 limited energy (as specified in WAC 296-46B-920(2)(e)),  
10 nonresidential maintenance (as specified in WAC 296-46B-920(2)(g)),  
11 or other new nonresidential specialties as determined by the  
12 department in rule under the supervision of a master journey level  
13 electrician, journey level electrician, master specialty electrician  
14 working in that electrician's specialty, or specialty electrician  
15 working in that electrician's specialty for a minimum of four  
16 thousand hours;

17 (ii) Worked in the appliance repair specialty as determined by  
18 the department in rule, restricted nonresidential maintenance as  
19 determined by the department in rule, the equipment repair specialty  
20 as determined by the department in rule, the pump and irrigation  
21 specialty other than as defined by (d)(i) of this subsection or  
22 domestic pump specialty as determined by the department in rule, or a  
23 specialty other than the designated specialties in (d)(i) of this  
24 subsection for a minimum of the initial ninety days, or longer if set  
25 by rule by the department. The restricted nonresidential maintenance  
26 specialty is limited to a maximum of 277 volts and 20 amperes for  
27 lighting branch circuits and/or a maximum of 250 volts and 60 amperes  
28 for other circuits excluding the replacement or repair of circuit  
29 breakers. The department may alter the scope of work for the  
30 restricted nonresidential maintenance specialty by rule. The initial  
31 period must be spent under one hundred percent supervision of a  
32 master journey level electrician, journey level electrician, master  
33 specialty electrician working in that electrician's specialty, or  
34 specialty electrician working in that electrician's specialty. After  
35 this initial period, a person may take the specialty examination. If  
36 the person passes the examination, the person may work unsupervised  
37 for the balance of the minimum hours required for certification. A  
38 person may not be certified as a specialty electrician in the  
39 appliance repair specialty or in a specialty other than the  
40 designated specialties in (d)(i) of this subsection, however, until

1 the person has worked a minimum of two thousand hours in that  
2 specialty, or longer if set by rule by the department;

3 (iii) Successfully completed an approved apprenticeship program  
4 under chapter 49.04 RCW for the applicant's specialty in the  
5 electrical construction trade; or

6 (iv) In meeting the training requirements for the pump and  
7 irrigation or domestic pump specialties, the individual shall be  
8 allowed to obtain the experience required by this section at the same  
9 time the individual is meeting the experience required by RCW  
10 18.106.040(1)((~~e~~)) (d). After meeting the training requirements  
11 provided in this section, the individual may take the examination and  
12 upon passing the examination, meeting additional training  
13 requirements as may still be required for those seeking a pump and  
14 irrigation, or a domestic pump specialty certificate as defined by  
15 rule, and paying the applicable fees, the individual must be issued  
16 the appropriate certificate. The department may include an  
17 examination for specialty plumbing certificate defined in RCW  
18 18.106.010((~~10~~)) (14)(c) with the examination required by this  
19 section. The department, by rule and in consultation with the  
20 electrical board, may establish additional equivalent ways to gain  
21 the experience requirements required by this subsection. The  
22 department shall establish a single document for those who have  
23 received both an electrical specialty certification as defined by  
24 this subsection and have also met the certification requirements for  
25 the specialty plumber as defined by RCW 18.106.010((~~10~~)(~~e~~))  
26 (14)(c), showing that the individual has received both  
27 certifications. No other experience or training requirements may be  
28 imposed.

29 (e) Any applicant for a journey level electrician certificate of  
30 competency who has successfully completed a two-year program in the  
31 electrical construction trade at public community or technical  
32 colleges, or not-for-profit nationally accredited technical or trade  
33 schools licensed by the workforce training and education coordinating  
34 board under chapter 28C.10 RCW, may substitute up to two years of the  
35 technical or trade school program for two years of work experience  
36 under a master journey level electrician or journey level electrician  
37 required under the apprenticeship program. The applicant shall obtain  
38 the additional two years of work experience required in industrial or  
39 commercial electrical installation prior to the beginning, or after  
40 the completion, of the technical school program. Any applicant who

1 has received training in the electrical construction trade in the  
2 armed service of the United States may be eligible to apply armed  
3 service work experience towards qualification to complete an  
4 apprenticeship and take the examination for the journey level  
5 electrician certificate of competency.

6 (f) An applicant for a specialty electrician certificate of  
7 competency who, after January 1, 2000, has successfully completed a  
8 two-year program in the electrical construction trade at a public  
9 community or technical college, or a not-for-profit nationally  
10 accredited technical or trade school licensed by the workforce  
11 training and education coordinating board under chapter 28C.10 RCW,  
12 may substitute up to one year of the technical or trade school  
13 program for one year of work experience under a master journey level  
14 electrician, journey level electrician, master specialty electrician  
15 working in that electrician's specialty, or specialty electrician  
16 working in that electrician's specialty. Any applicant who has  
17 received training in the electrical construction trade in the armed  
18 services of the United States may be eligible to apply armed service  
19 work experience towards qualification to take the examination for an  
20 appropriate specialty electrician certificate of competency.

21 (g) The department must determine whether hours of training and  
22 experience in the armed services or school program are in the  
23 electrical construction trade and appropriate as a substitute for  
24 hours of work experience. The department must use the following  
25 criteria for evaluating the equivalence of classroom electrical  
26 training programs and work in the electrical construction trade:

27 (i) A two-year electrical training program must consist of three  
28 thousand or more hours.

29 (ii) In a two-year electrical training program, a minimum of two  
30 thousand four hundred hours of student/instructor contact time must  
31 be technical electrical instruction directly related to the scope of  
32 work of the electrical specialty. Student/instructor contact time  
33 includes lecture and in-school lab.

34 (iii) The department may not allow credit for a program that  
35 accepts more than one thousand hours transferred from another  
36 school's program.

37 (iv) Electrical specialty training school programs of less than  
38 two years will have all of the above student/instructor contact time  
39 hours proportionately reduced. Such programs may not apply to more

1 than fifty percent of the work experience required to attain  
2 certification.

3 (v) Electrical training programs of less than two years may not  
4 be credited towards qualification for journey level electrician  
5 unless the training program is used to gain qualification for a four  
6 thousand hour electrical specialty.

7 (h) No other requirement for eligibility may be imposed.

8 (2) The department shall establish reasonable rules for the  
9 examinations to be given applicants for certificates of competency.  
10 In establishing the rules, the department shall consult with the  
11 board. Upon determination that the applicant is eligible to take the  
12 examination, the department shall so notify the applicant, indicating  
13 instructions for taking the examination.

14 (3) No noncertified individual may work unsupervised more than  
15 one year beyond the date when the trainee would be eligible to test  
16 for a certificate of competency if working on a full-time basis after  
17 original application for the trainee certificate. For the purposes of  
18 this section, "full-time basis" means two thousand hours.

19 **Sec. 27.** RCW 19.28.051 and 2006 c 185 s 8 are each amended to  
20 read as follows:

21 It shall be the purpose and function of the board to establish,  
22 in addition to a general electrical contractors' license, such  
23 classifications of specialty electrical contractors' licenses as it  
24 deems appropriate with regard to individual sections pertaining to  
25 state adopted codes in this chapter. In addition, it shall be the  
26 purpose and function of the board to establish and administer written  
27 examinations for general electrical administrators' certificates and  
28 the various specialty electrical administrators' certificates.  
29 Examinations shall be designed to reasonably ensure that general and  
30 specialty electrical administrators' certificate holders are  
31 competent to engage in and supervise the work covered by this statute  
32 and their respective licenses. The examinations shall include  
33 questions from the following categories to ensure proper safety and  
34 protection for the general public: (1) Safety, (2) state electrical  
35 code, and (3) electrical theory. The department with the consent of  
36 the board shall be permitted to enter into a contract with a  
37 professional testing agency to develop, administer, and score these  
38 examinations, or accept certifications or other appropriate  
39 demonstrations established by independent entities that otherwise

1 fulfill the examination requirements of this section. (~~Individuals~~  
2 ~~who can provide evidence to the department, prior to January 1, 2007,~~  
3 ~~that they have been employed as a pump installer in the pump and~~  
4 ~~irrigation or domestic pump business by an appropriately licensed~~  
5 ~~electrical contractor, registered general contractor defined by~~  
6 ~~chapter 18.27 RCW, or appropriate general specialty contractor~~  
7 ~~defined by chapter 18.27 RCW for not less than eight thousand hours~~  
8 ~~in the most recent six calendar years shall be issued the appropriate~~  
9 ~~administrator's certificate by the department upon receiving such~~  
10 ~~documentation and applicable fees.)) The fee for the examination may  
11 be set by the department in its contract with the professional  
12 testing agency. The department may direct that the applicant pay the  
13 fee to the professional testing agency. The fee shall cover but not  
14 exceed the costs of preparing and administering the examination. It  
15 shall be the further purpose and function of this board to advise the  
16 director as to the need of additional electrical inspectors and  
17 compliance officers to be utilized by the director on either a full-  
18 time or part-time employment basis and to carry out the duties  
19 enumerated in RCW 19.28.161 through 19.28.271 as well as generally  
20 advise the department on all matters relative to RCW 19.28.161  
21 through 19.28.271.~~

22 NEW SECTION. **Sec. 28.** A new section is added to chapter 18.106  
23 RCW to read as follows:

24 (1) No city, town, or county shall issue a plumbing permit for  
25 work which is to be done by any contractor required to be licensed  
26 under this chapter without verification that such contractor is  
27 currently licensed as required by law. When such verification is  
28 made, nothing contained in this section is intended to be, nor shall  
29 be construed to create, or form the basis for any liability under  
30 this chapter on the part of any city, town, or county, or its  
31 officers, employees, or agents.

32 (2) At the time of issuing the plumbing permit, all cities,  
33 towns, or counties are responsible for:

34 (a) Printing the plumbing contractor license number on the  
35 plumbing permit; and

36 (b) Providing a written notice to the plumbing permit applicant  
37 informing them of plumbing contractor license laws and the potential  
38 risk and monetary liability to the homeowner for using an unlicensed  
39 plumbing contractor.

1 (3) If a plumbing permit is obtained by an applicant or  
2 contractor who falsifies information to obtain an exemption provided  
3 under RCW 18.106.150 the plumbing permit shall be forfeited.

4 NEW SECTION. **Sec. 29.** Sections 21, 22, and 28 of this act take  
5 effect January 1, 2021.

6 NEW SECTION. **Sec. 30.** Section 25 of this act expires July 1,  
7 2023.

8 NEW SECTION. **Sec. 31.** Section 26 of this act takes effect July  
9 1, 2023.

Passed by the Senate January 31, 2020.

Passed by the House March 4, 2020.

Approved by the Governor March 25, 2020.

Filed in Office of Secretary of State March 26, 2020.

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