

A-Engrossed
House Bill 3093

Ordered by the House May 9
Including House Amendments dated May 9

Sponsored by Representative BROWN (at the request of Oregon Association of Plumbing-Heating-Cooling Contractors)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

[Transfers authority for certifying persons who inspect water system cross connections or who test backflow prevention devices from Department of Human Services to Department of Consumer and Business Services.]

[Continuously appropriates moneys obtained from fees for certification to Department of Consumer and Business Services.]

Prohibits Department of Human Services from requiring that certain plumbers obtain department certification to inspect cross connections or test backflow prevention device assemblies.

A BILL FOR AN ACT

1
2 Relating to water systems; amending ORS 448.279.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 448.279 is amended to read:

5 448.279. (1) The Department of Human Services by rule shall establish a certification program
6 for persons who inspect cross connections or test backflow prevention device assemblies. The pro-
7 gram shall include minimum qualifications necessary for a person to be certified to:

8 (a) Conduct a cross connection inspection; and

9 (b) Test a backflow prevention device assembly.

10 (2) Except for an employee of a water supplier as defined in ORS 448.115, a person certified
11 under this section shall:

12 (a) Become licensed as a construction contractor with the Construction Contractors Board as
13 provided under ORS chapter 701; or

14 (b) Become licensed as a landscape contractor as provided under ORS 671.510 to 671.710.

15 (3) In conjunction with the certification program established under subsection (1) of this section,
16 the department may establish and collect a fee from an individual requesting certification under the
17 program. A fee imposed under this subsection shall:

18 (a) Not be refundable; and

19 (b) Not exceed the cost of administering the certification program of the department for which
20 purpose the fee is established, as authorized by the Legislative Assembly within the budget of the
21 department and as the budget may be modified by the Emergency Board.

22 **(4) The department may not require a journeyman plumber who holds a certificate of**
23 **competency issued under ORS chapter 693 or an apprentice plumber, as defined in ORS**
24 **693.010, to obtain certification under the program established under this section.**

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted.
New sections are in **boldfaced** type.

1 [~~4~~] (5) All moneys collected by the department under this section shall be deposited in the
2 General Fund to the credit of an account of the department. Such moneys are continuously appro-
3 priated to the department to pay the cost of administering the certification program established
4 pursuant to subsections (1) and (3) of this section.

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