

**CONSTRUCTION INDUSTRIES BOARD REGULAR MEETING**  
**2401 N.W. 23, Suite 5**  
**Oklahoma City, Oklahoma 73107**  
**March 9, 2011**  
**1:30 p.m.**

**Note: The Board may discuss, vote to approve, vote to disapprove, vote to table or decide not to discuss any item on the agenda.**

1. **CALL TO ORDER AND RECORDING OF MEMBERS PRESENT AND ABSENT-** Mike Burton/Jeanne Britt
2. **STATEMENT OF COMPLIANCE WITH THE OPEN MEETINGS ACT-**Jeanne Britt
3. **ADMINISTRATORS COMMENTS** – Nathan Powell  
(a) General Comments

**PRESENTATION by Nathan Powell: Ruth Triplitt**

4. **REPORTS:**  
(b) Financial Report – Laura Swingle  
(c) Legislative Report – Phil Ostrander  
**DIVISION REPORTS:**  
(d) Mechanical Division – Gary Kirk  
(e) Plumbing Division – Jim George  
(f) Electrical Division – Gary Williamson
5. **ACTION AND DISCUSSION ITEMS:**  
(g) Approval of the January 24, 2011 board meeting minutes  
(h) Approval of the December 8, 2010 board meeting minutes  
(i) Approval of the November 10, 2010 board meeting minutes  
(j) Discussion with possible vote on Reciprocity agreement between the State of Oklahoma and the State of Idaho in accordance with Oklahoma Statutes 59 O.S. Section 1685; CIB rulemaking section 158:40-7-5.  
(k) Discussion with possible action on Open Records Request of the Oklahoma Department of Labor and CIB response– Nathan Powell

**RULEMAKING ACTION ITEMS:**

- (l) Discussion with possible vote on permanent Rulemaking on TITLE 158.

**CONSTRUCTION INDUSTRIES BOARD**

**CHAPTER 30. PLUMBING INDUSTRY REGULATIONS**

**Subchapter 3. Procedures of the Committee and Hearing Board**

158:30-3-2 Procedures of the Hearing Board [AMENDED]

**Summary:** 158:30-3-2 creates a designee to the Plumbing Hearing Board as authorized pursuant to 59 O.S. § 1010.

***This Serves as Public Meeting Notice Pursuant to 75 O.S. § 303(c)***

- (m) Discussion with possible vote on permanent Rulemaking on Rulemaking on TITLE 158. **CONSTRUCTION INDUSTRIES BOARD**

**CHAPTER 50. MECHANICAL INDUSTRY REGULATIONS**

**Subchapter 1. General Provisions**

158:50-1-2. Definitions. [AMENDED]

158:50-1-3. License requirement and exemptions [AMENDED]

158:50-1-4. Adopted references and standard of workmanship [AMENDED]

**Subchapter 5. License Types, Limitations of Licenses, Contractor Special requirements and Display of License Number and Firm Name**

158:50-5-1. License types [AMENDED]

158:50-5-2. Limitations of licenses [AMENDED]

Subchapter 9. Qualifications for Mechanical Licensure, License and Registration Fees, Duration of License, Mechanical License Application, and Apprentice Registration

158:50-9-1. Qualifications for mechanical licensure. [AMENDED]

158:50-9-2. License and registration fees and renewals. [AMENDED]

158:50-9-7. Continuing Education. [AMENDED]

**Summary:** The rules in 158:50-1-2 define "Health care facility", "Medical gas piping work", "Medical gas journeyman", for purposes of regulatory compliance. "Mechanical work", "Process piping", "Refrigeration system", and "Variance" have been modified for regulatory clarification. 158:50-1-3(c), (d), (e), (f) and (g) provide uniformity between the Mechanical Licensing Act and the Mechanical Industry Regulations and establish the requirements for the installation, replacement, modification, or repair of mechanical systems. 158:50-1-4 acknowledges approved code documents by the Oklahoma Uniform Building Code Commission as the minimum standard for mechanical work in Oklahoma. 158:50-5-1(b)(9) creates the mechanical license category and license type for medical gas journeyman. 158: 50-5-2(b)(10) clarifies the authorized activities and limitations of a medical gas journeyman licensee. 158:50-9-1(b)(1)(A)(B)(C) and (D) and 158:50-9-1(b)(2) set forth the qualification requirements for persons applying for a license and require proof of the minimum number of hours of verifiable experience and education necessary to receive a license. 158:50-9-1(c) sets requirements for certification by examination for the Medical Gas license category. 158:50-9-2 is clean up language which corrects a misspellings and typographical errors. 158: 50-9-7(l) and (m) eliminate continuing education requirements for ground source piping category licensees and medical gas category licensees.

***This Serves as Public Meeting Notice Pursuant to 75 O.S. § 303(c)***

(n) Discussion with possible vote on permanent Rulemaking or alternative motion to cease rulemaking process on Title 158. Chapter 80.

**RULES:**

Subchapter 1. GENERAL PROVISIONS [NEW]

158:80-1-1 Purpose [NEW]

158:80-1-2 Definitions [NEW]

Subchapter 3. APPLICATION FOR REGISTRATION OF ROOFING CONTRACTORS

158:80-3-1. Application for Registration [NEW]

158:80-3-2. Information and Documentation Required for Registration [NEW]

158:80-3-3. Fees [NEW]

158:80-3-4 Action on Initial Application [NEW]

158:80-3-5. Grounds for Refusal to Grant Registration[NEW]

158:80-3-6. Disclosure of Felony Convictions[NEW]

Subchapter 5. ROOFING CONTRACTOR REGISTRATION[NEW]

158:80-5-1. Roofing Contractor Registration Certificate[NEW]

158:80-5-2. Contents of Registration Certificate and Registration Card[NEW]

158:80-5-3. Registration Number[NEW]

158:80-5-4. Term of Registration[NEW]

158:80-5-5. Notification of Changes in Application Information Required[NEW]

158:80-5-6. Surrender of Certificate of Registration or Registration Card[NEW]

158:80-5-7. Business Entities Required to File with Secretary of State[NEW]

158:80-5-8. Registration Sharing Prohibited; Separate Joint Venture Registration Required [NEW]

Subchapter 7. REGISTRATION RENEWAL[NEW]

158:80-7-1. Renewal of Registration, Fees and Time Restrictions[NEW]

158:80-7-2. Registration Renewal Requirements[NEW]

158:80-7-3. Action on Renewal Application[NEW]

Subchapter 9. APPEAL PROCEDURE FOR DENIED APPLICATION FOR REGISTRATION OR REGISTRATION RENEWAL[NEW]

158:80-9-1. Appeal Procedures for Denial of Initial Application or Application for Renewal. [NEW]

Subchapter 11. REGISTRY AND CLASSIFICATION[NEW]

158:80-11-1. Registry of Roofing Contractors[NEW]

158:80-11-2. Status Classification of Registered Roofing Contractors[NEW]

158:80-11-3. Status Classification of "Not in Good Standing." [NEW]

158:80-11-4. Appeal of Status Classification[NEW]

Subchapter 13. COMPLAINTS [NEW]

158:80-13-1. Complaint and Response Forms[NEW]

158:80-13-2. Receiving and Processing Complaints[NEW]

**Summary:** The purpose of these rules is to promulgate administrative rules necessary to implement the provisions of the Roofing Contractor Registration Act, Title 59 O.S. §1151.1 et seq., enacted under SB2180 of the Second Regular Session of the 52<sup>nd</sup> Legislature, effective November 1, 2010. Title 158, Chapter 80, Subchapter 1, Subchapter 3, Subchapter 5, Subchapter 7, Subchapter 9, Subchapter 11, and Subchapter 13 were presented to and approved for emergency adoption by the Construction Industries Board and approved by the Governor. These proposed permanent rules implement the Roofing Contractor Registration Act, Title 59 O.S. §§ 1151.1-1151.20 (the "Act"), as set forth in Subchapter 1 at 158:80-1-1. 158:80-1-2 defines essential terms for administration and implementation of the Act by the Construction Industries Board ("CIB"). Subchapter 3 establishes rules for the initial application for the registration of roofing contractors. 158:80-3-1 sets forth the administrative requirements and procedures to obtain roofing contractor registration. 158:80-3-2 itemizes the information and documentation required to obtain roofing contractor registration. 158:80-3-3 establishes the fees for registration and related administrative functions. 158:80-3-4 establishes the procedures for processing applications for registration. 158:80-3-5 enumerates the grounds for refusal to grant registrations. 158:80-3-6 lists the requirements for an applicant's disclosure of felony convictions. Subchapter 5 establishes administrative rules which govern the granting of the certificate of registration and registrant credentials. 158:80-5-1 establishes the administrative requirements for the certificate of registration. 158:80-5-2 sets forth the required contents for the certificate and credentials issued by the CIB. 158:80-5-3 establishes the requirements for the roofing contractor registration number. 158:80-5-4 provides the term of registration. 158:80-5-5 requires registrants to notify the CIB of registration information changes which have occurred since registration. 158:80-5-6 requires registrants to surrender certificates and credentials upon suspension or revocation. 158:80-5-7 establishes that any registration granted shall only be valid if the registrant is in good standing with the Oklahoma Secretary of State. Subchapter 7 establishes rules for contractor registration renewal. 158:80-7-1 sets forth the fees and time restrictions for renewal. 158:80-7-2 sets forth the information and documentation requirements for registration renewal. 158:80-7-3 establishes the procedures for processing renewal applications. Subchapter 9 establishes the appeal procedures for denied applications for registration. 158:80-9-1 establishes the procedure, time for appeal and processing protocol for processing appeals. Subchapter 11 establishes the requirements for the Oklahoma Registry of Roofing Contractors and classifications for registrants. 158:80-11-1 sets forth the contents of the registry. 158:80-11-2 enumerates the statuses for registered contractors. 158:80-11-3 details the criteria used to classify a registrant as "not in good standing." 158:80-11-4 sets forth the appeal process for disputed status classifications. Subchapter 13 establishes rules for the filing and processing of complaints against registered roofing contractors. 158:80-13-1 sets forth the forms to be used for complaint processing. 158:80-13-2 requires that all complaints must be made and processed according to the Act.

***This Serves as Public Meeting Notice Pursuant to 75 O.S. § 303(c)***

6. **PUBLIC COMMENTS** (*limit 3 minutes per person*)

7. **NEW BUSINESS**

IN ACCORDANCE WITH 25 O.S. § 311(9), NEW BUSINESS WILL NOW BE HEARD, IF ANY.

8. **ADJOURNMENT**