

**RULES
OF
TENNESSEE BOARD FOR LICENSING CONTRACTORS**

CHAPTER 0680-04

LIMITED LICENSED PLUMBERS

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0680-04-.01 DEFINITIONS.

- (1) For the purposes of Rules 0680-04-.01 through 0680-04-.07, the following definitions are applicable:
 - (a) "Limited licensed plumber" means any person who performs any plumbing work that has a total cost of less than twenty-five thousand dollars (\$25,000.00) and who is required to be registered under the provisions of the Limited Licensed Plumbers' Act of 2004.
 - (b) "Limited licensed plumbing work" means the construction, alteration, repair, improvement, movement, demolition, putting up, tearing down or furnishing of labor to install material or equipment within any residential or commercial building of all piping, fixtures and appliances for the supply of gas, water, liquids or disposal of waste water or sewage; provided, that the total cost of the work performed is less than twenty-five thousand dollars (\$25,000.00) and the work is not otherwise exempt under T.C.A. Title 62, Chapter 6, Part 4.
 - (c) "Board" means the state board for licensing contractors pursuant to T.C.A. § 62-6-104.
- (2) Limited licensed plumbers are not authorized to use the appellation "contractor" or any other designation that gives or is designed to give the impression that a limited licensed plumber is a contractor unless the limited licensed plumber also holds a valid contractor license issued by the Board.

Authority: T.C.A. §§ 62-6-108, 62-6-402, 62-6-403, and 62-6-405. **Administrative History:** Original rule filed August 31, 2005; effective November 14, 2005. Repeal and new rule filed July 25, 2011; effective October 23, 2011.

0680-04-.02 APPLICATION AND EXAMINATION.

- (1) Applications for initial licensure as a limited licensed plumber are available upon request from the office of the Board.
- (2) Initial license applications submitted to the Board must be accompanied by a nonrefundable application fee and the initial license fee as set forth in rule 0680-04-.03.
- (3) Costs for examinations, where applicable, shall be paid directly to the entity designated by the Board to administer the exam.

(Rule 0680-04-.02, continued)

Authority: T.C.A. §§ 62-6-108, 62-6-402, 62-6-403, 62-6-405, and 62-6-406. **Administrative History:** Original rule filed August 31, 2005; effective November 14, 2005. Amendment filed July 25, 2011; effective October 23, 2011.

0680-04-.03 FEES. Fees charged by the Board are as follows:

- (1) Initial license fee. \$75.00
- (2) License renewal fee. \$50.00
- (3) Late renewal fee. For each month or portion thereof that renewal is late, the applicant for renewal shall pay an additional fee of 10% of the renewal fee, with the total fee not to exceed \$100.00. Renewals that are filed subsequent to the twelfth month after expiration will be treated as new applications.
- (4) Replacement license. \$ 25.00
- (5) Non-refundable application fee. \$50.00

Authority: T.C.A. §§ 62-6-108, 62-6-405, 62-6-406, 62-6-408, 62-6-410 and 62-6-411. **Administrative History:** Original rule filed August 31, 2005; effective November 14, 2005.

0680-04-.04 CHANGE OF ADDRESS. A licensee shall notify the office of the Board in writing within thirty (30) days of any change of address.

Authority: T.C.A. §§ 62-6-108 and 62-6-405. **Administrative History:** Original rule filed August 31, 2005; effective November 14, 2005.

0680-04-.05 LICENSE RENEWAL.

- (1) Each license issued under this chapter will expire biennially on the last day of the month of its issuance.
- (2) Applications for the renewal of licenses will be made on a form provided by the Board and shall be filed with the renewal fee no later than thirty (30) days prior to license expiration. Applications will not be considered filed until the applicable fee(s) prescribed in these rules is received.
- (3) License renewals that are received fewer than thirty (30) days before the license expiration will be subject to late renewal penalties of 10% per month (or fraction thereof), with the total fee not to exceed twice the normal renewal fee, and renewal applications received subsequent to the twelfth month after expiration will be treated as new applications for licensure.

Authority: T.C.A. §§ 62-6-108, 62-6-405, and 62-6-411. **Administrative History:** Original rule filed August 31, 2005; effective November 14, 2005.

0680-04-.06 DISCIPLINARY ACTION AND CIVIL PENALTIES.

- (1) The Board for Licensing Contractors may, in a lawful proceeding with respect to any individual or entity licensed or required to be licensed by the Board under Title 62, Chapter 6, Part 4, in addition to or in lieu of any other lawful disciplinary action, assess civil penalties of up to \$1,000.00 for each separate violation of statutes, rules or orders enforceable by the Board.
- (2) Each day of continued violation may constitute a separate violation.

(Rule 0680-04-.06, continued)

- (3) In assessing civil penalties, the following factors may be considered:
 - (a) Whether the amount imposed will be a substantial economic deterrent to the violator;
 - (b) The circumstances leading to the violation;
 - (c) The severity of the violation and the risk of harm to the public;
 - (d) The economic benefits gained by the violator as a result of non-compliance; and
 - (e) The interest of the public.
- (4) The grounds for disciplinary action against licensees are set out in T.C.A. § 62-6-409, and the Board may initiate proceedings against a limited licensed plumber for faulty plumbing work and for the following grounds in the best interest of the public:
 - (a) Fraud or deceit in obtaining a license, including the submission to the Board of any knowingly false or forged evidence in, or in support of, an application for a license; or
 - (b) Dishonesty, fraud or gross negligence, including knowingly or through gross negligence making misleading, deceptive or untrue representations in the performance of services.

Authority: T.C.A. §§ 62-6-108, 62-6-404, 62-6-405, and 62-6-409. **Administrative History:** Original rule filed August 31, 2005; effective November 14, 2005.

0680-04-.07 LIMITED LICENSED PLUMBER INSPECTIONS.

- (1) The work performed by limited licensed plumbers shall comply with the applicable provisions of T.C.A. § 68-120-101 and the rules promulgated thereunder.
- (2) All inspections and permit fees associated with the work performed by limited licensed plumbers shall be governed by Rule 0780-02-23 One and Two Family Dwellings and Townhouses. Compliance with the inspection provisions of Chapter 0780-02-23 One and Two Family Dwellings and Townhouses by a limited licensed plumber shall be sufficient to satisfy the requirements of T.C.A. § 62-6-406.

Authority: T.C.A. §§ 62-6-108, 62-6-406, and 62-6-409. **Administrative History:** Original rule filed July 25, 2011; effective October 23, 2011.