

LEGISLATIVE BILL 53

Approved by the Governor February 10, 1989

Introduced by Weihing, 48

AN ACT relating to plumbing inspection; to amend section 18-1901, Reissue Revised Statutes of Nebraska, 1943; to provide for the payment of costs of bonds; to provide for joint boards for the examination of plumbers; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 18-1901, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

18-1901. (1) In all metropolitan cities of the metropolitan class there shall be, and in all cities of the primary class there may be a board for the examination of plumbers of five members. In cities of the metropolitan class the board shall consist of the chief health officer, or his or her designated representative, two journeymen plumbers, and two master plumbers. The journeymen and master plumbers, all of whom shall be appointed by the mayor, by and with the consent of the city council. Beginning in the year 1976, upon the expiration of the terms of the journeyman and master plumber members of the board, the mayor in cities of the metropolitan class shall appoint, by and with the consent of the city council, one journeyman and one master plumber who shall serve for two years and one journeyman and one master plumber who shall serve for three years, and upon the expiration of the term of each appointed member, the mayor, by and with the consent of the city council, shall appoint a member who shall serve for a term of three years.

(2) In cities of the primary class there may be a board for the examination of plumbers consisting of five members. The board shall consist of one member to be known as the chief health officer of this the city, one member to be known as the plumbing inspector of the city, two journeymen plumbers, and one master plumber. The journeymen and master plumbers, all of whom shall be appointed by the mayor by and with the consent of the city council or, in cities having a city manager, by the city manager.

(3) In all first- and second-class cities of

the first and second classes and villages there may be a board for the examination of plumbers of not less than four members, consisting of at least one member to be known as the chief health officer of the city or village, one member to be known as the plumbing inspector of the city or village, one journeyman plumber, and one master plumber. The journeyman and master plumbers, all of whom shall be appointed by the mayor, by and with the consent of the city council, ~~or by the chairman, chairperson~~ by and with the consent of the board of trustees, ~~or, in~~ in cities having a city manager, by the city manager. ~~he shall appoint the board, and in villages the chairman shall appoint the board with the consent of the board of trustees.~~

(4) For purposes of this section, in in cities where a city-county health department has been established and is maintained as provided in section 71-1628, chief health officer shall mean the health director of such department.

(5) The Except as provided in subsection (4) of this section, the chief health officer or health director and plumbing inspector shall be appointed by and hold office during the term of office of the mayor, city manager, or ~~chairman~~ chairperson of the board of trustees, as the case may be. The term of office of the journeymen and master plumbers shall be for three years. Upon expiration of the term of each appointed member, appointments shall be made for succeeding terms by the same process as the previous appointment.

(6) All members of the plumbing board shall be residents or live within the zoning jurisdiction of such city or village. The plumbing, ~~and the~~ inspector, and journeymen and master plumbers shall be licensed plumbers. The members of the board in metropolitan-class cities of the metropolitan class shall be licensed within such cities, and the chief plumbing inspector, who shall also be licensed within such city, shall act in a direct advisory capacity to the plumbing board.

(7) Three members of the plumbing board shall constitute a quorum. The board shall organize by selecting a ~~chairman~~ chairperson, and in cities of the metropolitan class a recording secretary shall be furnished to such board. All vacancies in the board may be filled by the mayor and council, city manager, or ~~chairman~~ chairperson and board of trustees, as provided in this section. Any member of the board may be removed from office for cause by the district court of the county in which such city or village is situated. Each

member of the board shall give bond in the sum of one thousand dollars, conditioned according to law, the cost of which may be paid by such city or village.

(8) If two or more municipalities organize a joint plumbing board pursuant to the Interlocal Cooperation Act, appointments shall be made according to the agreements providing for such joint board and the members of such board shall be residents of such cities or villages or live within the zoning jurisdiction of such cities or villages. The term of office of the journeymen and master plumbers shall be for three years-

Sec. 2. That original section 18-1901, Reissue Revised Statutes of Nebraska, 1943, is repealed.