

1 RCNY §19-01

CHAPTER 19 MASTER PLUMBERS AND LICENSED FIRE SUPPRESSION PIPING CONTRACTORS

§ 19-01 Examination, License and Conduct of the Business of Master Plumbers and Master Fire Suppression Piping Contractors.

(a) *Applicability.* This rule shall be applicable to the examination, licensure and conduct of the businesses of master plumber and 1 master fire suppression piping contractor.

(b) *Applications.* Any person desiring to obtain a license from the Commissioner of Buildings to engage in the business or trade of Master Plumber or Master Fire Suppression Piping Contractor shall file an application as required by §§26-145 and 148 of the Administrative Code.

(c) *Qualifications.* Every person applying for a Master Plumber's license or Master Fire Suppression Piping Contractor's license shall pass an examination and otherwise meet the qualifications of §§26-145,146 and 148 of the Administrative Code.

**(e) Issuance of licenses, plates and renewals - fees.*

*** (e) enacted but "(d)" probably intended.*

(1) Upon the certification that an applicant has satisfactorily passed a written and a practical examination, the Commissioner of Buildings shall issue to the applicant a Master Plumber's license or Master Fire Suppression Piping Contractor's license together with a plate and seal upon the following conditions:

(i) Payment of a certificate fee pursuant to § 26-147 of the Administrative Code and

(ii) Representation by the applicant, subject to verification by the Department of Buildings, that the applicant has an established "place of business" within the City of New York, and

(iii) Payment of "licensed plumber" or "licensed fire suppression piping contractor's license" plate and seal fees as required by §26-147 of the Administrative Code, for which the Department of Buildings shall issue a plate for use at the premises designated by the applicant as his or her "place of business."

(iv) For purposes of renewal of said license, thirty to sixty calendar days prior to the license's expiration date, the applicant shall present to the Department of Buildings, in such manner as the Commissioner may require, proof that the applicant has satisfactorily completed a seven hour continuing education course approved by the Department of Buildings within two years prior to the renewal date, as required by § 26-150.1 of the Administrative Code, and such identification and other documentation supporting his or her right to renewal as the Commissioner may require. All applicants for renewal shall be of good moral character at the time of renewal. The applicant for renewal shall pay the renewal fee required by §26-147 of the Administrative Code. The license plate and seal shall be renewed every two years.

(2) Where the plate or seal has been lost, and an affidavit is submitted to this effect, a new plate or seal shall be issued by the Commissioner of Buildings upon an application and payment of a fee as required by §26-147 of the Administrative Code.

(f) Place of business regulated.

(1) A "place of business" shall mean the location of a plumbing establishment or fire suppression piping establishment where a Licensed Master Plumber or Licensed Master Fire Suppression Piping Contractor conducts his or her business. A plumbing or fire suppression piping establishment may be conducted by a Licensed Master Plumber or Licensed Master Fire Suppression Piping Contractor under a trade name, or by a partnership or corporation, or other business association duly authorized to conduct a plumbing or fire suppression piping business.

(2) The "place of business" is the location of the office and shop of a plumbing or fire suppression piping establishment where the office and shop are at the same location.

(3) The "place of business" where the location of the office portion of a plumbing or fire suppression piping establishment is different from the shop portion, shall be the place where the office portion is located.

(4) The "place of business" where no plumbing or fire suppression piping shop exists shall be the location of the office from where the Licensed Master Plumber or Licensed Fire Suppression Piping Contractor conducts his or her business.

(5) The office portion of a plumbing or fire suppression piping establishment which is located at a different location than the shop portion, shall be the place of calling of the plumbing or licensed fire suppression piping establishment, where business mail and telephone calls are normally received, where customers and salesmen are interviewed and where the records of the business are kept.

(6) All the limitations and restrictions for the use of "Contractor's Establishment" as required by the Zoning Resolution shall apply to the "place of business" of a plumbing or fire suppression piping establishment where the office portion and the shop portion are at the same location.

(7) All the limitations and restrictions for the use of "Office" as required by the Zoning Resolution shall apply to the office portion of a plumbing or fire suppression piping establishment where its location is different than the shop location. The shop location must comply with the limitation and restrictions for the use of "Contractor's Establishment" as required by the Zoning Resolution.

(8) All the limitations and restrictions for the use of "Office" as required by the Zoning Resolution shall apply to the office of a business where no plumbing or fire suppression piping shop exists.

(g) Master plumber's and master fire suppression piping contractor's license plates regulated.

(1) The use of the license by the holder thereof shall be in accordance with §§26-138 and 26-141 of the Administrative Code.

(2) Only one plate and seal shall be issued to a Licensed Master Plumber or Licensed Master Fire Suppression Piping Contractor for a "place of business" the location of which is in a district permitted by the Zoning Resolution. (See §§19-01(f)(6), (7) and (8)).

(3) A Licensed Master Plumber or Licensed Master Fire Suppression Piping Contractor conducting a business shall display prominently to the public in the window of the "place of business" designated in his or her application or on a sign securely attached to the said premises, his or her full name with words "Licensed Plumber" or "Licensed Master Fire Suppression Piping Contractor" immediately thereunder. If the business is conducted under a trade name, or by a co-partnership or corporation, such trade name or co-partnership or corporation name shall be placed immediately above the full name or names of the licensee(s) conducting the business as provided by §26-148(f) of the Administrative Code.

(4) The plate shall be kept prominently displayed to the public at the "place of business" designated in the application. The plate shall not be transferred to another address without notifying the Commissioner of Buildings and receiving his or her written approval thereof, nor shall it be transferred to or displayed in connection with any trade name, co-partnership or corporation of which the holder of such plate may become a partner or officer. Where the license is used by the holder thereof for or on behalf of a partnership, corporation or other business association as provided by §26-138 of the Administrative Code, documents shall be filed with the Commissioner of the Department of Buildings to indicate the control or voting capital stock of such partnership, corporation or other business association.

(5) A person retiring from the business or trade as a Master Plumber or Master Fire Suppression Piping Contractor or, in the event of the decease of a Master Plumber or Master Fire Suppression Piping Contractor, his or her legal representative shall immediately surrender the plate and license to the Commissioner of Buildings in accordance with §26-148(h) of the Administrative Code.

(6) A Licensed Master Plumber or Licensed Master Fire Suppression Piping Contractor to whom a plate has been issued and any corporation or partnership with which he or she is associated shall not loan, rent, sell, or transfer the privileges of such license and plate to any person for the performance of plumbing work in accordance with §26-138 of the Administrative Code.

(h) *Revocation, suspension, or cancellation of license.* The Commissioner of Buildings may at any time revoke or suspend the license of a Master Plumber or Master Fire Suppression Piping Contractor for cause as provided for by §26-151 of the Administrative Code.