

**State of Oregon**  
**Final**

**OREGON STATE PLUMBING BOARD &  
RESIDENTIAL STRUCTURES BOARD**

**Executive Session Meeting Minutes**

**April 8, 2005**

**Andrea Simmons, Manager of Policy and Technical Services – Chairperson Pro Tem**

**OREGON STATE PLUMBING BOARD**

**MEMBERS PRESENT:** Lewis Seagraves  
Robert Kimes  
Ken Carlson  
Brett Cook  
Jacob Polvi  
Perry Shinn

**MEMBERS ABSENT:** Mary Leverette

**RESIDENTIAL STRUCTURES BOARD**

**MEMBERS PRESENT:** Ray Miller  
David DeHarpport  
Darryl Bishop  
Scott Caufield  
Phil Damiano  
Mike Goodrich  
Kathleen Poole

**MEMBERS ABSENT:** Kathryn Gray  
Tracy Hankins

**STAFF PRESENT:** Patrick Ward, Assistant Attorney General  
Johanna Matanich, Assistant Attorney General  
Andrea Simmons, Manager of Policy and Technical Services, and  
Chairperson Pro Tem  
Twyla Knowles, Assistant Manager of Policy and  
Technical Services  
Ravi Mahajan P.E., Facilities Engineer and Residential Structures  
Board Secretary  
Nicole Jantz, Managers Assistant  
Debi Barnes-Woods, Division Boards Coordinator/Recorder

**GUESTS PRESENT:** Joel Gallob, Reporter for News Times, Newport  
James Bela, President of Earthquake Awareness

**I. BOARD BUSINESS**

**I.A. Call to Order**

Pro Tem Chairperson, Andrea Simmons, called the Oregon State Plumbing Board and the Residential Structures Board Executive Session meeting to order at 9:30 a.m. The meeting was held at the Labor and Industry Building, Room 260, 350 Winter St NE Salem, Oregon.

**I.B. Roll Call**

Oregon State Plumbing Board: Mary Leverette was absent, not excused.  
Residential Structures Board: Kathryn Gray was absent excused, and Tracy Hankins was absent, not excused.

**I.C. Approval of Agenda and Order of Business**

Change to the order of the agenda. Executive Session heard before Public Comment and Reports.

Pro Tem Chairperson Simmons **RULED** the agenda approved as the order of the agenda was changed.

*(Audience was asked to clear the room for executive session)*

**III. Executive Session to consult with the Department of Justice on current litigation. ORS 192.660(2)(h).**

*(Executive session ended, audience was brought back into the room for the remainder of the meeting)*

*(Kathleen Poole was excused from the remainder of the meeting.)*

**II. PUBLIC COMMENT**

James Bela, President of Earthquake Awareness, showed a brief video that shows the comparison between the Sumatra subduction zone, which had the devastating earthquake in 2004, and the earthquake that occurred March 28, 2005. A map illustrating the earthquakes was distributed, *Exhibit "A."*

**III. REPORTS**

**A. Legislative report. Exhibit "B."**

**HB 2179.** This bill would provide a method for fast approval of emerging technologies with a streamlined regulatory process.

**HB 2180.** The intent of this bill is to delete the inspection frequency based on the type of elevator by rule.

**HB 2181.** The intent of this bill is to take all the administrative processes for licenses issued at the division out of statute and place them in rule in order to implement consistent processes across all programs.

**HB 3092.** This bill would help clarify the policy for plumbing plan review that are drawn by a licensed engineer, that are complex, plan review would not be required or fee assessed.

**SB 381.** Last legislative session a bill was presented to move the backflow program from the Health and Human Services to Building Codes Division. The bill did not pass. This legislative session, the intent of the bill is to take the inspection components for backflow out of Health and Human Services and place them with BCD.

**HB 3273.** This bill allows a streamlining process to occur with division boards for the enforcement process with violations. It would also require individuals whose licenses, registrations, or certifications that were revoked wait one year to reapply.

Other bills were discussed briefly.

**B. Program update.**

Copies of the temporary rule for the transitional period for the 2005 Oregon Residential Specialty Code was distributed. *Exhibit "C."* Twyla Knowles, Assistant Manager of Policy and Technical Services, explained the temporary rule would be effective April 1 to June 30, 2005.

Copies of the temporary rule for amendments to the Structural Specialty Code was distributed. *Exhibit "D."* Ms. Knowles explained that a shift occurred from the 1998 Oregon Structural Specialty Code to the 2004 code in the matrix for figuring numbers of toilets, drinking fountains, and service sinks needed. The temporary rule would be effective April 7 to October 1, 2005.

Copies of "The Life of a Code in Oregon," statute authority for statewide alternate method of construction and statute for code interpretation, Policy and Procedure Number 05-02, and draft rules for Statewide Code Interpretation and appeals were distributed. All documents were marked *Exhibit "E,"* for the record. This process was developed from the meetings with board chairmen and vice-chairmen. The committee is reviewing draft rules developed from that process. The intent is to have the rules effective July 1, 2005, with committee approval.

**James Bela, President of Earthquake Awareness,** felt that Building Codes Division was going through the wrong process in changing Building Codes in the State of Oregon.

**IV. ANNOUNCEMENTS**

Ms. Simmons announced that Ravi Mahajan P.E., Facilities Engineer, and Residential Structures Board Secretary, has accepted a job with the International Code Council (ICC).

Mr. Mahajan addressed the board. He said that he has been working for Building Codes Division for over 7 years coming directly from India. Although, he will miss working at the division, Mr. Mahajan said that the move would be a natural progression.

## V. ADJOURNMENT

Pro Tem, Chairperson Andrea Simmons adjourned the meeting at 2:30 p.m.

Respectfully submitted by,  
Debi Barnes-Woods  
Division Boards Coordinator

### *Exhibits:*

- A. A map illustrating earthquakes, ***Agenda Item II.***
- B. Legislative report, ***Agenda Item III.A.***
- C. Temporary rule for amendments to the Oregon Residential Specialty Code, ***Agenda Item III.B.***
- D. Temporary rule for amendments to the Structural Specialty Code, ***Agenda Item III.B.***
- E. "The Life of a Code in Oregon," statute authority for statewide alternate method of construction and statute for code interpretation, Policy and Procedure Number 05-02, and draft rules for Statewide Code Interpretation, ***Agenda Item III.B.***

TO OBTAIN COPIES OF EXHIBITS, A PUBLIC RECORD REQUEST MUST BE COMPLETED BY  
CLICKING ON THE LINK PROVIDED.

<http://www.cbs.state.or.us/external/bcd/pdf/2568.pdf>