

006. INSTALLER'S REGISTRATION PERMIT AND SERVICE PROVIDER ENDORSEMENT.

01. Permit Required. Every installer or service provider shall secure from the Director, an installer's registration permit. Service providers must also obtain a service provider's endorsement in addition to a complex installer's registration permit. Two (2) types of installer permits and one type of service provider endorsement are available. (5-7-935-21-15)

a. A standard and basic alternative system installer's registration permit is required to install all individual systems not listed under Subsection 006.01.b. (5-7-93)

b. A complex alternative system installer's registration permit is required to install evapotranspiration systems, extended treatment systems, lagoon systems, large soil absorption systems, pressure distribution systems, intermittent sand filter, ~~in trench sand filter~~, sand mounds or other systems as may be specified by the Director (5-7-93)

c. A service provider endorsement is required to perform operation, maintenance, and monitoring of complex alternative systems. The Director shall specify the systems that must undergo professionally managed operation, maintenance, service, and effluent testing as allowed in Subsection 009.03. (5-21-15)

02. Examination. The initial issuance of the installer's permit and service provider endorsement shall be based on the completion of an examination, with a passing score of seventy (70) or more, of the applicant's knowledge of the principles set forth in this chapter and the applicable sections of the Technical Guidance Manual. The examination will be prepared, administered and graded by the Director. (5-7-935-21-15)

03. Permits Required Annually. Registration permits expire annually on the first (1st) day of January and all permits issued thereafter will be issued for the balance of the calendar year. Additionally, at least one (1) refresher course approved by the state of Idaho, Department of Environmental Quality, be attended every ~~three-two~~ (32) years. Installer and service provider courses shall not be substituted for one-another. (5-7-935-21-15)

04. Contents of Application. Applications for installer permits and service provider endorsements shall be in writing, shall be signed by the applicant or by an officer or authorized agent of a corporation, shall contain the name and address of the applicant, shall indicate whether the permit is to be for installation of standard and basic alternative systems ~~or~~, for installation of standard, basic and complex alternative systems, or for installation of standard, basic and complex alternative systems and endorsement as a service provider, and shall contain the expiration date of the bond required by Subsection 006.05. Additionally, for applications seeking endorsement as a service provider the application shall also contain a copy of the service provider's property owner contract required by Subsection 006.06.a. (5-7-935-21-15)

05. Bond Required. At the time of application, all applicants shall deliver to the Director a bond in a form approved by the Director in sum of ~~fivefifteen~~ thousand dollars (\$15,000) for a standard and basic alternative system installer's registration permit, or in the sum of ~~fifteenthirty~~ thousand dollars (\$1530,000) for standard, basic and complex alternative system installer's registration permit

including those with a service provider endorsement. The bond will be executed by a surety company duly authorized to do business in the state of Idaho and must run concurrent with the installer's registration permit to be approved by the Director guaranteeing the faithful performance of all work undertaken under the provisions of the installer's registration permit. Any person who suffers damage as the result of the negligent or wrongful acts of the registrant or by his-their failure to competently perform any of the work agreed to be done under the terms of the registration permit shall, in addition to other legal remedies, have a right of action in his-their own name on the bond for all damages not exceeding five-fifteen thousand dollars (\$15,000) for standard and basic alternative systems or fifteen-thirty thousand dollars (\$1530,000) for complex alternative systems or required operation, maintenance, and monitoring performed by endorsed service providers. The maximum liability of the surety and/or sureties on the bond, regardless of the number of claims filed against the bond, shall not exceed the sum of five-fifteen thousand dollars (\$15,000) for standard and basic alternative systems or fifteen-thirty thousand dollars (\$1530,000) for complex alternative systems or required operation, maintenance, and monitoring performed by endorsed service providers. (5-7-935-21-14)

06. Service Provider Responsibilities. All endorsed service providers who provide operation, maintenance, and monitoring for any system is jointly and individually responsible for compliance with each of these rules that are relevant to those services. Additionally, each service provider shall: (5-21-15)

a. Develop a service contract outlining the operation, maintenance, and monitoring services that will be provided to individual property owners to fulfill the property owner's operation, maintenance, and monitoring responsibilities required through the property owner's subsurface sewage disposal installation permit as allowed in Subsection 005.14. Contracts shall be severable by either party upon proper notification outlined in the contract not to be less than thirty (30) days. (5-21-15)

b. Maintain a comprehensive list of property owners that are contracted with the service provider that includes the current property owner name, service property address, property owner contact address, and subsurface sewage disposal permit number. This list shall be provided to the Director upon submission of annual operation, maintenance, and monitoring reports for individual property owners. (5-21-15)

c. Submit all operation, maintenance, and monitoring records in the form of an annual report for each individual property owner that the service provider contracts with to fulfill the property owner's operation, maintenance, and monitoring responsibilities required through the property owner's subsurface sewage disposal installation permit as allowed in Subsection 005.14. The annual reports shall be provided to the Director by the timeframe specified in the Technical Guidance Manual for the specific complex alternative system that operation, maintenance, and monitoring is required for. (5-21-15)

0607. Exemption. An installer's permit shall not be required for: (5-7-93)

a. Any person, corporation, or firm constructing a central or municipal subsurface sewage disposal system if that person, corporation, or firm is a licensed public works contractor as provided in

Title 54, Chapter 19, Idaho Code, is experienced in the type of system to be installed and is under the direction of a professional engineer licensed in the state of Idaho; or (5-7-93)

b. An owner installing his own standard or basic alternative system. (5-7-93)

0708. Application Fee. All applications shall be accompanied by payment of the fee specified in IDAPA 58.01.14, Section 120, "Rules Governing Fees for Environmental Operating Permits, Licenses, and Inspection Services". (5-7-93)

089. Grounds for Revocation. Failure to comply with these rules shall be grounds for revocation of the permit. (5-7-93)