

NERCA REGULATORY ALERT January 7, 2008

Code and Licensing Change Update

Enclosed is information regarding changes to the MA State Building Code effective January 1, 2008. Please review the information regarding licensing for residential roofing. The licensing will go into effect July 1, 2008. There will be a Grandfathering Period for licensing. The necessary registration form is enclosed.

Contact the NERCA staff if you have any questions.

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The Commonwealth of Massachusetts

Department of Public Safety

Application for

Grandfathered Specialty Construction Supervisor License

Applicant Information

Last Name	First Name	Middle Initial	Social Security Number
Residence Address			Date of Birth
City ()		State	ZIP Code
Home Phone	Email Address		()
Name of Current Employer			Work Phone
Street Address	City	State	ZIP Code
Current Occupation	Total Number of Years Supervising Construction in Accordance with the Rules and Regulations for Licensing Construction Supervisors		
Professional Registration Number and State:	Building License (s) currently held:		

License under the Grandfather Provisions

Please review required minimum qualifications on page two

√ Please check off license requested.

√ Please initial that an attestation letter has been attached.

- Residential Roof Covering Construction Supervisor License (RCCSL) _ _ _ _
- Residential Window and Siding (Weather Protection) Construction Supervisor License (WSCSL) _ _ _ _
- Residential Solid Fuel Burning Appliance Installer Construction Supervisor License (SFCSL) _ _ _ _
- Demolition Only Construction Supervisor License (DCSL) _ _ _ _

I, _____, being the person referred to in the application for a license as outlined in Special Regulation R5 of the State Building Code, do solemnly swear that the statements herein made are true and correct; that the application is made in good faith; that I have complied with all the requirements of law to the best of my knowledge and belief; ; that I am familiar with and have available to me a copy of the latest Massachusetts State Building Code and all of its Rules and Regulations and, that I meet all qualifications to be licensed by the Board of Examiners without being tested. Also, I hereby attest to the fact that I have READ and UNDERSTAND the minimum qualifications for the category of license sought and attest that I meet or exceed these qualifications by virtue of my experience. Under the penalties of perjury, I declare that the information contained in herein is true, correct and complete. I further understand that a false statement made in this affidavit and application is sufficient cause of rejection or revocation of a license issued.

Signature of applicant: _____ Date: _____

Notary Public: _____ Date: _____ Expiration of Commission: _____

Please return completed application along with a check for \$150.00 made payable to Commonwealth of Massachusetts to:

**Department of Public Safety
One Ashburton Place - Room 1301, Boston, MA 02108**

FOR STATE USE ONLY: LICENSE NUMBER: _____ Check Number: _____ Transaction Number: _____

Date Received: _____ Date of Issue: _____ Date Accepted/Rejected: _____ Expiration Date: _____

To be considered for licensing under the grandfather provisions each applicant for license must prove to the Board that he/she possesses at least the minimum qualifications identified below for the category of license sought.

Residential Roof Covering Construction Supervisor License (RCCSL)

Candidates for this license who can demonstrate to the satisfaction of the Board that they have had at **least five years** experience in the supervision of individuals engaged in the installation, alteration, repair, or removal of residential roof coverings as defined by this code shall receive a license in this category without being required to examine. **Said experience shall be within the period spanning January 1990 to July 2008.** Acceptable evidence in demonstration of this requirement shall be in the form of a letter of attestation by the candidate indicating that he/she possesses such minimum qualification and identifying specific projects (spanning a period of at least a five years during the noted time frame) in which the candidate was involved with residential roof projects, noting the name of the owner and address of said projects. Said letter shall be made part of the application to examine as described in Section R5.2.6.

Residential Window and Siding (Weather Protection) Construction Supervisor License (WSCSL)

Candidates for this license who can demonstrate to the satisfaction of the Board that they have had at **least five years** experience in the supervision of individuals engaged in the installation, alteration, repair, or removal of residential windows and/or siding as defined by this code shall receive a license in this category without being required to examine. **Said experience shall be within the period spanning January 1990 to July 2008.** Acceptable evidence in demonstration of this requirement shall be in the form of a letter of attestation by the candidate indicating that he/she possesses such minimum qualification and identifying specific projects (spanning a period of at least a five years during the noted time frame) in which the candidate was involved with residential window and siding projects, noting the name of the owner and address of said projects. Said letter shall be made part of the application to examine as described in Section R5.2.6.

Residential Solid Fuel Burning Appliance Installer Construction Supervisor License (SFCSL)

Candidates for this license who can demonstrate to the satisfaction of the Board that they have had at **least five years** experience in the supervision of individuals engaged in the installation, alteration, repair, or removal of residential solid fuel burning appliances as defined by this code shall receive a license in this category without being required to examine. **Said experience shall be within the period spanning January 1990 to July 2008.** Acceptable evidence in demonstration of this requirement shall be in the form of a letter of attestation by the candidate indicating that he/she possesses such minimum qualification and identifying specific projects (spanning a period of at least a five years during the noted time frame) in which the candidate was involved residential solid fuel burning projects, noting the name of the owner and address of said projects. Said letter shall be made part of the application to examine as described in Section R5.2.6.

Demolition Only Construction Supervisor License (DCSL)

Candidates for this license who can demonstrate to the satisfaction of the Board that they have had at **least five years** experience in the supervision of individuals engaged in the demolition or removal single and two-family dwelling buildings and accessory structures as defined by this code shall receive a license in this category without being required to examine. **Said experience shall be within the period spanning January 1990 to July 2008.** Acceptable evidence in demonstration of this requirement shall be in the form of a letter of attestation by the candidate indicating that he/she possesses such minimum qualification and identifying specific projects (spanning a period of at least a five years during the noted time frame) in which the candidate was involved with the demolition or removal single and two-family dwelling buildings and accessory structures, noting the name of the owner and address of said projects. Said letter shall be made part of the application to examine as described in Section R5.2.6.

R5.2.15.1 Responsibility for Work: The license holder shall be fully and completely responsible for all work for which he/she is supervising. He/she shall be responsible for seeing that all work is done pursuant to this code and the drawings as approved by the Building Official.

R5.2.15.2 Responsibility to Supervise Work: The license holder shall be responsible to supervise the construction, reconstruction, installation, alteration, repair, removal or demolition for the category of license held pursuant to this code and all other applicable Laws of the Commonwealth even though he, the license holder, is not the permit holder but only a subcontractor or contractor to the permit holder.

The Seventh Edition of the Code for Single and Two Family Dwellings

Effective Date, Amendments and New License Requirements

The new Seventh Edition of the *Code for Single and Two-Family Dwellings* became effective on April 1, 2007. Members of the Board of Building Regulations and Standards (Board) approved a nine (9) month concurrency period where, at his\her discretion, a code user was allowed to use either the Sixth or Seventh Edition of the Code when designing, building, renovating and\or adding to a single or two-family dwelling. The concurrency period **expired on December 31, 2007** and *The Seventh Edition of the Code for Single and Two-Family Dwellings* came into full force and effect on **January 1, 2008**. Therefore, users are no longer allowed to use the Sixth Edition of the Code.

During the concurrency period, code users and regulators were afforded an opportunity to review and become more comfortable with new code provisions. As the review process took place, certain issues were raised for possible change. As a result, the Board voted to approve a series of changes to the new Seventh Edition Code. The approved changes, which may be viewed at the following link [xxxlinkxxx](#), also took effect on January 1, 2008.

Among other things, the Board voted to approve a change to the basic wind design speed for the Cape and Islands reducing speeds from 120 to 110 mph. Additionally, the Board has revised requirements relating to certain snow loads zones across the state. Please take a moment to review the approved changes. Amended pages will be forwarded directly to municipal building departments for use by inspectors. Changed pages may also be downloaded from the DPS website or code users may purchase an amendment package from the State House Bookstore by calling (617) 727-2834 or by visiting the following website @ www.mass.gov/sec.

Also, the Seventh Edition Code establishes some new construction license categories. However, the Board has voted to delay implementation of these new categories until July 1, 2008 to allow for a sufficient phase-in period. New license categories include:

- **Residential Roof Covering**
- **Residential Window and Siding**
- **Residential Demolition Only and**
- **Residential Solid Fuel Burning Appliance Installation**

The Seventh Edition also allows for qualified licensees to be considered for “grandfathered” status which would allow an individual to receive a license in one or more of the new categories without taking an examination. In order to apply for a grandfather license in one or more category, candidates must demonstrate sufficient experience in the specific category of license. It is important to note that qualifications are submitted under pains and penalties of perjury. Qualifications for each license category are defined on the Board’s *Application for Grandfathered License* as well as the new code. Please be cautioned that the Board may revoke a license if it is determined that a candidate obtained a license by fraudulent means.

In order to apply for a grandfathered license, please download and follow instructions to by visiting the following link [xxxlinkxxx](#). Candidates will have until the July 1, 2008 deadline to file for a license under the grandfather provisions. Following the July 1, 2008 date, candidates will be required to take and pass a license examination.

New License categories are considered to be subsets of the Board's existing Construction Supervisor License and pertain only to work performed on single and/or two-family dwellings, whether new or existing. The new categories are intended to establish a license hierarchy whereby a candidate with limited experience in a particular construction discipline may be eligible to receive a window and siding license, for instance, but may not be eligible for an Unrestricted License.

Although eligibility requirements have not changed for the Board's three existing license categories (Unrestricted, Restricted and Masonry Only), the method by which a candidate will be required to demonstrate compliance have changed and the Board has issued guidelines relating to what is considered acceptable vs. unacceptable experience for existing license categories. In each category, license candidates will be required to present a letter of attestation identifying that the candidate possesses required minimum qualifications and will be required to categorize specific projects in which the candidate has been involved.

Once fully implemented, the hierarchy categories and new license requirements will include:

Unrestricted License - The unrestricted license defines the highest category license. Licensees in this category may perform all work as defined by the code for this level and work in any license category below. Candidates are currently required to take and pass an examination to receive a license in this category. Demonstration of qualifications for license will change as identified above beginning July 1, 2008.


Restricted License - The restricted license defines the second highest category license. Licensees in this category may perform all work as defined by the code for this level and work in any license category below. Candidates are currently required to take and pass an examination to receive a license in this category. Demonstration of qualifications for license will change as identified above beginning July 1, 2008.

Masonry Only License - The masonry only is considered to be a specialty license. Licensees in this category may perform only work as defined by the code for this level. Candidates are currently required to take and pass an examination to receive a license in this category. Demonstration of qualifications for license will change as identified above beginning July 1, 2008.


Residential Roof Covering License - The residential roof covering is considered to be a specialty license. Licensees in this category may perform only work as defined by the code for this level. Candidates will be required to demonstrate qualifications, take and pass an examination to receive a license in this category beginning July 1, 2008.




NEW



NEW Residential Window and Siding License - The residential window and siding is considered to be a specialty license. Licensees in this category may perform only work as defined by the code for this level. Candidates will be required to demonstrate qualifications, take and pass an examination to receive a license in this category beginning July 1, 2008.



NEW Residential Demolition Only License - The residential demolition only is considered to be a specialty license. Licensees in this category may perform only work as defined by the code for this level. Candidates will be required to demonstrate qualifications, take and pass an examination to receive a license in this category beginning July 1, 2008.



NEW Residential Solid Fuel Burning Appliance Installation License - The residential solid fuel burning appliance installation is considered to be a specialty license. Licensees in this category may perform only work as defined by the code for this level. Candidates will be required to demonstrate qualifications, take and pass an examination to receive a license in this category beginning July 1, 2008.

Please visit the DPS website in the coming months for additional information regarding the new code, license categories and related information.