

**SENATE BILL 802
PRINTER'S NO. 842**

SPONSOR: Sen. Corman

The legislation amends the Act of June 18, 1998 (P.L.655, No. 85), known as the Boiler and Unfired Pressure Vessel Law. The Department of Labor and Industry proposes a comprehensive update of the law to eliminate confusing language, allow for technological advances and to allow for options for inspection of boilers and unfired pressure vessels.

The legislation adopts national standards for boilers and unfired pressure vessels by adopting the 2010 and 2011 codes, and allowing for future code updates by regulation. Currently, the Department uses 2004 code standards.

The legislation further allows the Department to develop a program for certification of authorized private inspectors. Currently, inspectors must be employed by the Department or by an insurance carrier that writes coverage for boilers and vessels.

The legislation further provides for administrative penalties rather than criminal sanctions for violations of the law, and to provide for a restricted account for fees and fines that will offset the costs of enforcement, allowing the program to be self-funding.

Section 2 of the act is amended to provide for definitions.

Section 4 of the act is amended to provide for construction standards and interim requirements for boilers and vessels until new regulations are promulgated.

Section 5 of the act is amended to provide for exemptions.

Section 6 of the act is amended to provide for registration of boilers and vessels and to require that they shall be inspected before being placed into operation.

Section 7 of the act is amended to provide for inspections.

Section 8 of the act is amended to provide for repairs and alteration of boilers and vessels, and to provide for inspection of repaired and altered boilers and vessels.

Section 9 of the act is amended to provide that inspections may be performed by an inspector employed by the owner of the boiler or vessel, by a third-party inspector or by a Department

inspector. All inspectors must obtain and possess valid certifications. Inspection reports shall be forwarded to the Department.

Sections 10 through 19 of the act are repealed.

Section 10 is added to the act to provide for frequency and process of the inspections.

Section 11 is added to the act to provide for certificates of operation.

Section 12 is added to the act to provide for inspector commissions and qualifications.

Section 13 is added to the act to provide for powers of the Department, and for interim regulations.

Section 14 is added to the act to provide for Department investigations for violations of the act.

Section 15 is added to the act to provide for accident reports.

Section 16 is added to the act to provide for fees for inspections, certificates, inspector commissions as set forth in the Administrative Code, and for the disposition of fees into a restricted account to be used for enforcement of the act.

Section 18 is added to the act to provide for administrative penalties and procedure.

Effective in 180 days.

Todd B. Roup
April 30, 2013

