

1 **BOILER INSPECTION AMENDMENTS**

2 1998 GENERAL SESSION

3 STATE OF UTAH

4 **Sponsor: Gerry A. Adair**

5 AN ACT RELATING TO LABOR; CLARIFYING INSPECTION REQUIREMENTS FOR
6 BOILERS; AND MAKING TECHNICAL CORRECTIONS.

7 This act affects sections of Utah Code Annotated 1953 as follows:

8 AMENDS:

9 **34A-7-103**, as renumbered and amended by Chapter 375, Laws of Utah 1997

10 *Be it enacted by the Legislature of the state of Utah:*

11 Section 1. Section **34A-7-103** is amended to read:

12 **34A-7-103. Annual inspection requirement -- Inspection intervals, maximum --**
13 **Insurance company inspections -- Inspection certificate -- Suspension of inspection certificate**
14 **-- Duration -- Standards of inspectors.**

15 (1) On and after July 1, 1967, each boiler used or proposed to be used within this state,
16 except boilers exempt under Section 34A-7-101, shall be thoroughly inspected internally and
17 externally, annually, except as otherwise provided by this part, while not under pressure, by the
18 Division of Safety or by inspectors approved and deputized by the Division of Safety as to its
19 safety of construction, installation, condition, and operation.

20 (2) If at any time a hydrostatic test shall be considered necessary by the Division of Safety
21 to determine the safety of a boiler, the hydrostatic test shall be made at the direction of the
22 Division of Safety allowing a reasonable time for owner or user to comply.

23 (3) (a) Not more than 14 months shall elapse between internal inspections of boilers,
24 except not more than 30 months between internal inspections of large power boilers.

25 (b) For purposes of this Subsection (3) a "large power boiler" is a boiler operated and
26 monitored continuously with adequate maintenance, combustion, and water controls.

27 (c) The Division of Safety may extend the inspection interval in writing when proper

1 evidence has been presented as to method of operation, performance records, and water treatment.

2 (4) (a) All low pressure boilers shall be internally and externally inspected at least
3 biennially where construction will permit.

4 (b) For purposes of this Subsection (4), a "low pressure boiler" is a boiler with steam 15
5 pounds per square inch pressure and water [60] 160 pounds per square inch pressure, maximum.

6 (5) (a) Boilers inspected by deputized inspectors employed by insurance companies, if
7 made within the time limits herein provided, shall be considered to meet the provisions of this part
8 if:

9 [(a)] (i) reports of the inspections are filed with the Division of Safety within 30 days after
10 the inspection; and

11 [(b)] (ii) the boilers are certified by the inspectors employed by insurance companies as
12 being safe to operate for the purpose for which they are being used[; and].

13 [(c) the] (b) The inspection and filing of the report with the Division of Safety shall
14 exempt the boiler or boilers from inspection fees provided for in this part.

15 (6) If a boiler shall, upon inspection, be found to be suitable and to conform to the rules
16 of the commission, the inspector shall issue to [such] the owner or user an inspection certificate.

17 (7) (a) The Division of Safety may at any time suspend an inspection certificate when in
18 its opinion the boiler for which it was issued may not continue to be operated without menace to
19 the public safety or when the boiler is found not to comply with the safety rules of the commission.

20 (b) The suspension of an inspection certificate shall continue in effect until the boiler shall
21 have been made to conform to the safety rules of the commission and a new certificate is issued.

22 (8) Inspectors deputized or employed by the Division of Safety under this part shall meet
23 at all times nationally recognized standards of qualifications of fitness and competence for such
24 work.

Legislative Review Note
as of 11-20-97 9:12 AM

A limited legal review of this bill raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel