

INFORMATION PACKET

Changes to the Board of Boiler Rules

Public Hearing

Date: March 27, 2013
Time: 10 a.m.
Location: Labor & Industries Building
950 Broadway, Suite 200
Tacoma, Washington 98402

The Board of Boiler Rules will hold a public hearing to receive information and provide the opportunity for comments about proposed changes to the Board of Boiler Rules. Chapter 70.79 RCW grants the Board of Boiler Rules the authority to propose and adopt these rules.

The purpose of this rulemaking is to make clarification and technical changes to the Board of Boiler Rules – Substantive (chapter 296-104 WAC) based on actions and requests of the Board of Boiler Rules. The Boiler Program reviews their rules for additions and revisions on a regular basis to ensure the rules are consistent with the national consensus standards and industry practice. Due to the rulemaking moratorium the program did not adopt rules in 2011 and 2012 and did not update any of the national boiler safety standards used to regulate the boiler industry.

The program needs to proceed with rulemaking to:

- Adopt the current edition of the national safety standards for boiler and pressure vessels. It is critical the program adopt the current national consensus standards, as these standards are required to be used by boiler and pressure vessel manufacturers and repair organizations throughout the state. Also, these standards ensure that Washington State is consistent with other states and the same safety standards are met by boiler and pressure vessel inspectors working in other states.
- Amend current language to ensure there is consistency with statutory requirements.

The program also needs to proceed with rulemaking to adopt amendments that have been determined to be beneficial to or requested and supported by the regulated entities or small businesses they affect. This includes:

- Adopt new definitions for terms used in the industry to eliminate confusion and misinterpretation.
- Adopt rules for reciprocity to accept historical boilers and pressure vessels certified in other jurisdictions to the same standards as Washington State.
- Proposals to clarify the rules to improve safety and to reflect current processes, for example:
 - Clarify the guidelines for the appeal process.
 - Create guidelines for regulating pool heaters.
- Proposals for general housekeeping, grammatical and reference corrections to bring the rules up to date.

If you require special communication or accommodation arrangements, please contact us at 360-902-6411 no later than March 13, 2013.

Send written comments using one of the following:

By mail to:

Sally Elliott
Specialty Compliance Services Division
P.O. Box 44400
Olympia, Washington 98504-4400

By electronic mail to: Sally.Elliott@Lni.wa.gov

By fax: 360-902-5292 (Comments submitted by fax must be 10 pages or less.)

Comments must be received by March 27, 2013.

Details of specific proposed amendments will be published in Washington State Register 13-03 on February 6, 2013. The tentative adoption date for these rules is April 23, 2013, and the tentative effective date is June 1, 2013.