



STATE OF TENNESSEE
DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT
BOARD OF BOILER RULES
ANDREW JOHNSON TOWER, 3RD FLOOR
710 JAMES ROBERTSON PARKWAY
NASHVILLE, TENNESSEE 37243-0657

MINUTES

BOARD OF BOILER RULES
December 5, 2001

I. Call to Order

Chairman Bob Elliott called the meeting to order at 9:06 a.m.

II. Introductions and Announcements

Board Members present were: Chairman Elliott, representing owner and users of Boilers; Wayne Hiter, Insurance representative; Clyde Caldwell, International Boilermaker representative; Eddie Lunn, Repair Companies representative and Dr. Domenic Canonico, Boiler Manufacturers Representative.

Department staff members present were: Jon Moffett, Administrator; Dean Dickey, Director; Martin Toth, Chief Boiler Inspector; James Davis, Legal Counsel and Adair Schippers, Assistant to the Board.

Other guests present were James W. Bucker, Commercial Union, Tony R. Ennis, HSBI & I, Morris Snow, Rtd. Inspector and Eugene Robinson, Lochinvar Corporation.

Chairman Elliott then asked for a moment of silence for the tragedy of September 11th and for our military men defending our freedom at this time. He also announced the Eastman would not be splitting the company into two as previously announced.

III. Adoption of the Agenda

A motion was made by Eddie Lunn and seconded by Dr. Canonico to adopt a the agenda as mailed. Following a lengthy discussion, the motion passed.

IV. Approval of minutes for meeting of September 5, 2001.

Eddie Lunn moved the approval of the minutes as written, was seconded by Wayne Hiter and the motion passed unanimously.

V. Chief Boiler Inspector Report

Chief Inspector Martin Toth gave his monthly report. A copy of this report is attached to these minutes.

VI. New Business

Item 01-16 – Review an application and documentation from Joe Moore & Company, Inc. Raleigh, North Carolina, for a license to engage in repairs, alteration and erection of boilers and pressure vessels in the State of Tennessee. Dr. Canonico moved for approval, was seconded by Mr. Hiter and the motion passed unanimously.

Item 01-17 – Review an application and documentation from Boiler Masters, Inc., Greensboro, NC, for a license to engage in repairs and alterations of boilers and pressure vessels in the State of Tennessee. After noticing that the applications was not complete, Mr. Lunn moved that approval be granted pending completion of Items 7 and 8 on the form and if satisfactory to the Chief Inspector when complete, to allow the license be granted. Mr. Lunn's motion was seconded by Dr. Canonico and it passed unanimously.

Item 01-18 – Review and application and documentation from National Boiler Service, Inc., Chattanooga, TN, for a license to engage in repairs and alterations of boilers and pressure vessels in the State of Tennessee. Mr. Caldwell moved for approval of this applications, was seconded by Mr. Hiter and the motion passed unanimously.

Item 01-19 – Review an application and documentation from Ergon Terminaling, Inc., Vicksburg, Mississippi, for a license to engage in repairs, alteration and erection of boilers and pressure vessels in the State of Tennessee. Following review, Mr. Lunn moved and was seconded by Dr. Canonico to grant the license and the Motion passed unanimously.

Item 01-20 – Review an application and documentation from Oak Ridge, Y-12 Plant, Oak Ridge, TN, for a license to engage in repairs, alternation and erection of boilers and pressure vessels in the State of Tennessee. It was pointed out that Tennessee and this Board do not have jurisdiction over any federal properties and this item was withdrawn pending any further clarification.

Item 01-21 – Review an application and documentation from Lewis Mechanical Contractors, Memphis, TN, for a license to engage in repairs and alterations of boilers and pressure vessels in the State of Tennessee. Dr. Canonico moved that the license be granted pending this company's certification by the National Board. The motion was seconded by Mr. Caldwell and passed unanimously.

Item 01-22 – Review an application and documentation from Dunbar Pearce & Holley Mechanical Contractors, LLC, Memphis, TN, for a license to engage in repairs and alterations of boilers and pressure vessels in the State of Tennessee. Noting that Items 7 & 8 were not completed on this application, Mr. Lunn moved that following completion and certification by the National Board, that this license be granted. The motion was seconded by Mr. Clyde and passed unanimously.

Item 01-23 – Review an application and documentation from Thermal Coating Services, LLC. Midlothian, Virginia, for a license to engage in repairs, alteration and erection of boilers and pressure vessels in the State of Tennessee. Mr. Lunn moved to grant license, was seconded by Mr. Clyde and the motion passed unanimously.

Item 01-24 – Mr. Eugene Robinson, Quality Assurance Manager, Lochinvar Corporation wrote to the Board asking for an exemption for all pressure retaining items used in their "Reliability Test Lab" at the Lebanon, TN, location. (A copy of this letter is attached to these minutes.) This request would be a variance to 68-122-111, "Inspection Certificates". After presentation of request by Mr. Robinson and lengthy discussion, Dr. Canonico moved "that the vessels under consideration are for research only and will not be placed into service." "The Board agrees that the units do not require inspection." "However, the Board feels that proof of inspection by a commissioned inspector to assure the safety of the Lochinvar personnel would be prudent." This motion (a copy of this motion in Dr. Canonico's handwriting is attached), was seconded by Mr. Lunn and passed unanimously.

Item 01-25 – Proposed Rules changes to the Tennessee Boiler Inspection Rules and Regulations, Chapter 0800-3-3, for the Board's review prior to final approval at the Meeting on March 6, 2002.
Chief Inspector Toth prepared a very comprehensive eleven (11) page document for the Board members to review with all of the changes to the rules and stated that he had received these proposed changes from Board Members, Boiler users and Boiler inspectors. (A copy of Inspector Toth's document is attached to these minutes.) Each suggestion in each section was discussed with the members and Mr. Toth will prepare a final document for a vote on approval at the March Board meeting. All of his suggestions were accepted with the following changes noted:
in section 0800-3-3-01 (8)(f)(g) – do we need both (f) and (g);
in section 0800-3-3-.02 – fix typo to divide the words adopted and edition;
also in this section, delete (1)(f), (1)(g), (1)(h), (1)(i), (1)(j);
also in this section, (10)(b) – paragraph to be reworded before vote;
Chief Inspector Toth will make these changes and a copy will be sent out to the Board Members before the next meeting.

VII. There were two (2) applicants sitting for the National Board examinations on December 5th and 6th, 2001.

VIII. The next Boiler Board meeting will be held in Nashville on Wednesday, March 6, 2001.

IX. The meeting adjourned at 1:20PM.

ADDENDUM – At the regular Board Meeting on March 6, 2002, Dr. Canonico moved for approval of these minutes, was seconded by Mr. Lunn and they were unanimously approved.