



STATE OF TENNESSEE
DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT
BOARD OF BOILER RULES

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MINUTES
BOARD OF BOILER RULES, 9:00 A.M., MARCH 6, 2002
(Pending Approval)

- I. Chairman Elliott called the meeting to order at 9:00 AM

Board Members present were: Wayne Hiter, Insurance Representative; Clyde Caldwell, International Boilermaker Representative; Bob Elliott, Owner, User Representative; Dr. Dominic Canonico, Boiler Manufacturers Representative; and Eddie Lunn, Repair Companies Representative.

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

Other guests present were: Don Tanner, Executive Director, National Board of Boiler and Pressure Vessel Inspectors; Herman A. Johnson, Johnson Associates; Tony Norton, Eastman Chemical; Luke O'Toole, HSB; William Howe, F M Global.

- II. Chairman Elliott announced to the Board that the delay in a split of Eastman Chemical into Eastman and Voridian has been cancelled. Eastman Chemical now has two division, Eastman and Voridian, both under Eastman Chemical Company.
- III. Chairman Elliott welcomed and introduced Mr. Don Tanner, Executive Director of the National Board and asked him to give an update on what is happening at the National Board and to make any other remarks.

Mr. Tanner reported the following:

- The National Board is in the process of shoring up a relationship with ASME.
- Tennessee will be receiving applications from China for issuance of approximately 60 new certificates of competence. This is a result of past Chief Boiler Inspector Tanner's (in the capacity of Chairman of the National Board) trip to China to administer the National Board Exam.
- The National Board is working on a program to address the shortage of inspectors by coming up with a new way to train them right out of high school. The proposal is to let the graduate work with an inspector for 6 months while doing a home study course by the National Board. The first course will be in December
- The Uniform Boiler Laws Society of New Jersey will dissolve and move to National Board Headquarters
- The National Board will not be getting involved with Praises Corporation or Focus Groups.

Chairman Elliott thanked Mr. Tanner for his remarks.

- IV. Dr. Dominic Canonico moved for adoption of the Agenda for this meeting, was seconded by Mr. Lunn and the motion passed.
- V. Dr. Dominic Canonico moved for approval of the Minutes for the meeting of September 5, 2001, was seconded by Mr. Lunn and the motion passed.
- VI. Chief Boiler Inspector Martin Toth gave a report of activities for the period to the members.
- VII. OLD BUSINESS

Item 01-25 – Martin Toth, Chief Boiler Inspector, State of Tennessee, will present the Board with the final draft of the proposed changes to the Tennessee Boiler Inspection Rules and Regulations, Chapter 0800-3-3, for the Board’s review and final approval prior to being forwarded to the Attorneys General for final acceptance before being submitted to the Secretary of State.

Copies of the revised rules were forwarded to each of the members in advance of the meeting. (A copy of the proposed rules is attached to these minutes.)

Following a thorough discussion of the proposed changes, one change was proposed by Chairman Elliott, it is as follows:

Page 5, Item (21) - on the first line, change the word “manual” to read “ANSI NB23”

Page 5, Item (21) – on the second line, change the work “inspectors” to read Repairs and alterations.

With no further changes, a roll call vote was taken and each of the five members present voted Aye. This vote is recorded on page 21 of the proposed changes.

- VIII. NEW BUSINESS

Item 01-26 – Review a request and documentation from Tennessee Prison for Women, 3881 Stewarts Lane, Nashville, TN 37243-0468, for a variance to Boiler Attendant Rule, Paragraph 0800-3-3.04(22).

Dr. Canonico moved for Mr. Hiter seconded approval, and the motion passed with 4 Ayes: Dr. Canonico, Mr. Elliott, Mr. Caldwell, and Mr. Hiter; and 1 abstention by Mr. Lunn.

Item 01-27 – Review a request and documentation from West Tennessee State Penitentiary, 530 Green Chapel Road, Henning, TN 38041-1150, for a variance to Boiler Attendant Rule, Paragraph 0800-3-3.04(22). This is a revision of an existing variance that was approved by the Board for West Tennessee Maximum Security Facility, Henning, TN.

Mr. Caldwell moved for Dr. Canonico seconded approval, and the motion passed with 4 Ayes; Mr. Caldwell, Mr. Hiter, Mr. Elliott and Dr. Canonico, and 1 abstention by Mr. Lunn.

Item 01-30 – Mr. Tony Norton, P.E., Eastman Chemical Company, Kingsport, TN, has presented a request that the Board approve a rerating of Nooter Corporation #19 Autoclave Vessel, Tennessee Special 713-1, Tennessee Registration Number 68686.

Chairman Elliott announced that in the absence of someone to present the next item he would take this item next and at this time turn the Chair over to Mr. Lunn.

Following the presentation by Mr. Norton, a copy of which is attached to these minutes, Mr. Caldwell moved for approval, was seconded by Mr. Hiter and the motion passed, 3-1-1, Mr. Caldwell, Mr. Hiter and Mr. Lunn voting aye, Mr. Elliott not voting and Dr. Canonico abstaining.

Item 01-28 - Review an application and documentation from Oak Ridge, Y-12 Plant, Oak Ridge, Tennessee, for a license to engage in repairs, alteration, and erection of boilers and pressure vessels in the State of Tennessee. Mr. Jack K. Harper will be present to answer any questions that the Board may have in reference to the applicants operations.

Following a lengthy discussion in the absence of Mr. Harper or anyone from Oak Ridge, the Chairman stated the question to the members as follows: "Shall the application be accepted?" On a roll call vote the motion failed with four no votes by Mr. Hiter, Mr. Caldwell, Dr. Canonico and Mr. Lunn. The Chairman further suggested that Legal Counsel inform the Y-12 Plant at Oak Ridge of the decision by the Board.

Item 01-29 - Review an application and documentation from Maintenance Enterprises, Inc., White Castle, Louisiana, for a license to engage in repairs, alteration, and erection of boilers and pressure vessels in the State of Tennessee.

At the recommendation of the Chief Inspector, Dr. Canonico moved for approved of this application, was seconded by Mr. Lunn and it passed unanimously.

IX. THERE ARE FOUR (4) APPLICANTS SITTING FOR THE NATIONAL BOARD EXAMINATION ON MARCH 6TH AND 7TH, 2002.

- X. THE NEXT BOILER BOARD MEETING WILL BE HELD IN NASHVILLE ON JUNE 5, 2002.
The Chairman called on Mr. Tanner to make an announcement. Mr. Tanner stated that the National Board will be meeting in Nashville in August and he would like a good representation from our state. Chairman Elliott suggested that we may incorporate our Board Meeting at this meeting.
- XI. The meeting adjourned at 11:10 AM.