



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  
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**MINUTES**

**QUARTERLY MEETING OF THE STATE OF TENNESSEE,  
BOARD OF BOILER RULES, 9:00 A.M., MARCH 16, 2005  
ANDREW JOHNSON TOWER, 2<sup>ND</sup> FLOOR HEARING ROOM  
710 JAMES ROBERTSON PARKWAY, NASHVILLE**

- I. Chairman Lunn called the meeting to order at 9:10 a.m.
  - II. Board members present: Eddie Lunn, Domenic Canonico, Glen Johnson, Wayne Hiter and Clyde Caldwell, Jr.  
  
Department staff present: Arthur Franklin, Jr., Gary Cookston, Martin Toth, Sydne Ewell, Eslie Rogers, Bob Harrison, Guy Skeen, Deborah Rhone and Lorelle Norris.  
  
Guests were: Brian Morelock, Eastman Chemical Company; Tony Norton, Eastman Chemical Company; Morris Snow, State Retiree; Robert Elliott, Owner/User Consultant; Blake Neville, Neville Engineering; Greg Frost, Custom Baking; Neil Jackson, HSB Global Standards; Travis Brown, Scale Model Boiler; Bill Howe, FM Global; Charlie Lauderback, FM Global; Kevin McTague, FM Global; Frank Childers, TN-KY Threshermen's Association; Jackie Swann, TN-KY Threshermen's Association; and Albert Cantrell, TN-KY Threshermen's Association.
  - III. CONFLICT OF INTEREST REPORTS – No Board Member had a conflict of interest with any item on the agenda for this meeting. Chairman Lunn reported that he will not vote on items that are or may be connected with Boiler Supply Company, and will always let that be known with an abstention vote (not vote). Due to his company's involvement with remote monitoring of high pressure boilers, Chairman Lunn also chooses to abstain (not vote) on any agenda item that pertains to boiler attendance variances.
  - IV. ADOPTION OF THE AGENDA – Dr. Canonico made the motion to approve the agenda with the second coming from Mr. Caldwell. The vote was taken and the agenda was approved.
  - V. APPROVAL OF THE MINUTES FOR THE MEETING OF DECEMBER 1, 2004 – Dr. Canonico made the motion to approve the minutes with Dr. Johnson seconding the motion. After the vote was taken, the minutes were approved as written.
  - VI. CHIEF'S REPORT – (Please see attached copy)
  - VII. OLD BUSINESS
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**Item 04-02** – Chief Toth reports on the contingent requirements of approval for a request and documentation from Volunteer Hospital, Martin, TN, for a variance to Boiler Attendant Rule, Paragraph 0800-3-3-.04(22). – **Chief Toth received a letter and the information required appeared to be in order.**

**Item 04-07** – Board approval of the amendments to 0800-3-3 that will reflect the requirement to possess an installation permit prior to installing a High Pressure, Low Pressure Boiler, or Unfired Pressure Vessel (stamped lethal service), and additional editorial changes. Chief Inspector Martin Toth will present to the Board, with the assistance of Legal Counsel Sydné Ewell. – **Dr. Johnson made the motion to approve the amendments with Mr. Hiter seconding the motion. Dr. Canonico felt it was very lenient toward people who have infractions and felt that the fees are too low. Chief Toth added that we operate in the black and the clients have numerous other charges so we feel the fees are sufficient. Ms. Ewell asked for a roll call vote which follows: Mr. Caldwell – aye; Mr. Hiter – aye; Dr. Johnson – aye; Dr. Canonico – aye and Chairman Lunn concluded with aye. Therefore the vote carried. Six copies will be made for Chairman Lunn to sign.**

**Item 04-17** – Chief Toth reports on the contingent requirements of approval for the request and documentation from Siegel-Robert Automotive, Ripley, TN, for a variance to Boiler Attendant Rule, Paragraph 0800-3-3-.04(22). – **Siegel-Roberts was granted an extension to report on all contingent requirements**

**Item 04-21** – Mr. T. W. (Tony) Norton, P.E. Senior Mechanical Engineer will report on the status of the contingent approval for an alteration to a Tennessee Special layered pressure vessel (TN# 64340, TS6694) submitted by Eastman Chemical Company, Tennessee Operations, Kingsport, TN, at the September 22, 2004 Board of Boiler Rules meeting. – **Mr. Norton’s concerns are whether the Board will approve bringing the vessel back into the State after the alteration is made, along with approving the alteration. The Board does not have to approve the alteration, but only authorizing its return after the alteration is completed. After extensive discussion Mr. Caldwell made the motion to approve TN Special Vessel, TN #64340, TS6694, after all alterations and repairs in accordance with TN Eastman Chemical’s specifications contingent upon Chief Toth’s recommendation prior to reinstallation. The motion was seconded by Dr. Johnson and the vote was taken. All members had affirmative votes with the exception of Dr. Canonico who abstained, the motion carried.**

### III. NEW BUSINESS

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**Item 05-01** – Chief Toth would ask the Board to consider opening discussions of the possible amendment to Rule 0800-3-3-.08, “Historic Boilers”, which would enhance the guidelines and perpetual inspections of free-lance and scale model boilers that are on exhibit in the state of Tennessee. – **Dr. Canonico made the motion for the Tennessee Board of Boiler Rules to create a Historic Boiler Rewrite Task Group and Chief Toth will appoint the members with the assistance of Morris Snow. Mr. Caldwell seconded the motion and after the vote was taken, the motion carried. Mr. Caldwell made a passionate plea to accommodate these folks with safety as the first consideration, but to remember the heritage of these boilers.**

**Item 05-02** – review an application and documentation from Rentech Boiler Services, Inc., Abilene, TX, for a license to engage in erection, repairs and/or alterations on boilers and pressure vessels in Tennessee. - **Item 05-03** – review an application and documentation from Goodwin’s Boiler & Piping Maintenance Service, Madison, TN, for a license to engage in repairs and/or alterations on boilers and pressure vessels in Tennessee. – **Dr. Canonico made the motion to approve both Items with a second from Mr. Hiter. The vote was taken and the motion carried.**

**Item 05-04** – review a request and documentation from Custom Baking Company, 3800 Amnicola Hwy. Chattanooga, TN, for a variance to Boiler Attendant Rule, Paragraph 0800-3-3-.04(22). – **Mr. Caldwell made the motion to approve this variance with a second from Dr. Canonico. The motion carried after the vote was taken.**

**Item 05-05** – Chief Toth will briefly discuss the format, submission, tracking and record keeping of Rule Cases and Rule Interpretations submitted to the Board, and responded by the Board and Chief Inspector. – **After Chief Toth explained the system for Rule Cases and Rule Interpretations, Dr. Canonico made the motion to approve the format, submission, tracking and record keeping guidelines of Rule Cases and Rule Interpretations by Chief Toth and a second came from Dr. Johnson. The vote was taken and the motion carried.**

IV. RULE CASES & INTERPRETATIONS

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**Item 05-06** – Rule Interpretation BI05-06 requesting a clarification concerning Owner-User Inspector titled as a Special Inspector. – **Chief Toth submitted this Item as a Rule Interpretation. This is simply a “housekeeping item” by Eastman Chemical. (The interpretation is attached to these minutes.) Dr. Canonico made the motion to accept the interpretation and Mr. Hiter seconded the motion. The vote was taken and the motion carried.**

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V. THERE WERE NO APPLICANTS SITTING FOR THE NATIONAL BOARD COMMISSION EXAMINATION THIS EXAMINATION PERIOD.

VI. THE NEXT BOILER BOARD MEETING IS SCHEDULED FOR JUNE 1, 2005 IN NASHVILLE, TN. – **Due to Mr. Toth’s upcoming wedding and honeymoon, the next meeting is scheduled for June 8, 2005.**

VII. ADJOURNMENT – **11:45 a.m.**