

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

QUARTERLY MEETING OF THE
STATE OF TENNESSEE
BOARD OF BOILER RULES

September 11, 2024

ORIGINAL

CASSANDRA M. BEILING, LCR# 371
STONE & GEORGE COURT REPORTING
2020 Fieldstone Parkway
Suite 900 - PMB 234
Franklin, Tennessee 37069
615.268.1244

1 APPEARANCES:

2 David W. Baughman, Chairman/Board Member

3 Micah Lashley, Board Member

4 Riley Collins, Board Member

5 Richard Scott May, Board Member

6 Jeffery Henry, Board Member (not present)

7 Thomas Herrod, Assistant Commissioner
8 Tennessee Department of Labor & Workforce
Development

9 Melissa Owens, Esq., Legal Counsel
10 Tennessee Department of Labor & Workforce
Development

11 Chance Deason, Esq., Legal Counsel
12 Tennessee Department of Labor & Workforce
Development

13 Dewayne Scott, Deputy Commissioner
14 Tennessee Department of Labor & Workforce
Development

15 Jimmy Watson, Acting Chief Boiler Inspector
16 Tennessee Department of Labor & Workforce
Development

17 Mia-Lyn Wiley, Boiler Board Secretary
18 Tennessee Department of Labor & Workforce
Development

19 Jamie Diefenbach, Executive Admin Assistant
20 Tennessee Department of Labor & Workforce
Development

21 Kenneth Nealy, Assistant Administrator
22 Tennessee Department of Labor & Workforce
Development

23 Alex Cass, Deputy Boiler Inspector
24 Tennessee Department of Labor

25

1 ADDITIONAL Appearances:

2 Larry E. Ward
3 Zachry Maintenance Services, LLC

4 James Ford Allison
5 Factory Mutual

6 Seth Hubbard
7 Interstate AC

8 STONE & GEORGE COURT REPORTING
9 Cassandra M. Beiling, LCR

A G E N D A

1. Call Meeting to Order
2. Introductions and Announcements
3. Adoption of the Agenda
4. Approval of the Meeting Minutes and Transcript for August 7, 2024
5. Boiler Unit Report
6. Old Business - None
7. New Business
 - *Repair License Approval
Zachry Maintenance Services, LLC
 - *Board Case
BC 24-02 Maximum of 180 days for a Company
with an approved variance to notify the
State of Inspection Readiness
8. Open Discussion
9. Upcoming 2024 Scheduled Quarterly Meetings
 - *December 11, 2024
10. Adjournment

** Reporter's Note: All names are spelled phonetically unless otherwise provided to the Reporter by the parties.

1 * * * * *

2 CHAIRMAN BAUGHMAN: Good
3 morning, everybody. It's good to be able to see
4 everyone here for our quarterly September Board of
5 Boiler Rules board meeting. At this time, I'll
6 call the meeting to order.

7 Legal Counsel, do we have a quorum?

8 MR. DEASON: It appears you
9 have a quorum.

10 CHAIRMAN BAUGHMAN: We have a
11 quorum so we'll proceed.

12 Does everybody have an agenda? If
13 you don't there's agendas in the back for your
14 review.

15 If anybody is wanting to make a
16 public comment for any of the agenda items, you
17 need to sign up in the back.

18 Is that correct?

19 MS. WILEY: Yes.

20 CHAIRMAN BAUGHMAN: Okay.
21 We're still kind of in a mode of trying to
22 remember the protocol on these things. So all
23 that said and done, before we start this morning,
24 being that this is a day of remembrance for what
25 we encountered in our history, I would like to

1 take, if you don't mind, one minute of silence for
2 remembrance, if you would please.

3 (Moment of silence observed.).

4 CHAIRMAN BAUGHMAN: Thank
5 you-all for that. It's incredible, a minute and
6 sitting here being quiet and sometimes how long a
7 minute can seem. But it's such a short period of
8 time. But it's interesting to reflect on that and
9 our history.

10 MR. DEASON: Mr. Chairman,
11 we'll probably -- and I should've mentioned this
12 earlier. We'll probably need to take a roll call
13 so we'll have it down, everybody in the room.

14 And also, the Chairman mentioned the
15 public comments. If you do want to comment on
16 something that's on the agenda, please sign up in
17 the back. We try to do that to make it a little
18 more orderly. We've had things kind of get out of
19 hand with people talking. You can only speak once
20 recognized by the Chairman. Once he acknowledges,
21 then you may speak.

22 And if you're presenting a case, you
23 don't have to sign up. If you're on the agenda
24 and you're coming up here to present your case,
25 you don't have to sign up. It's just if you're

1 not presenting and you want to weigh in on it,
2 please sign up in the back and you'll get a chance
3 to speak.

4 MS. OWENS: And you may only
5 comment on items that are up for a vote.

6 MR. DEASON: Yes.

7 CHAIRMAN BAUGHMAN: Very good.
8 Any questions on that?

9 (No verbal response.)

10 CHAIRMAN BAUGHMAN: Good.
11 Thank you, Counsel.

12 And with that, we'll start with your
13 introductions, and so we'll start on this side of
14 the room and come around and come out to those
15 audience members.

16 MR. HERROD: Tom Herrod,
17 Assistant Commissioner, WRC.

18 MR. SCOTT: DeWayne Scott,
19 Deputy Commissioner.

20 MR. COLLINS: Riley Collins,
21 board member.

22 CHAIRMAN BAUGHMAN: Dave
23 Baughman, board member.

24 MR. LASHLEY: Micah Lashley,
25 board member.

1 MR. MAY: Scott May, board
2 member.

3 MR. DEASON: Chance Deason,
4 Department legal.

5 MS. OWENS: Melissa Owens,
6 legal.

7 MS. DIEFENBACH: Jamie
8 Diefenbach, Executive Admin Assistant, WRC.

9 MS. WILEY: Mia-Lyn Wiley,
10 Board Secretary.

11 MR. WARD: Larry Ward, Zachry
12 Maintenance Services.

13 MR. HUBBARD: Seth Hubbard
14 with Interstate AC.

15 MR. ALLISON: James Allison
16 with Factory Mutual.

17 MR. CASS: Alex Cass, Deputy
18 Boiler Inspector, WRC.

19 MR. WATSON: Jimmy Watson,
20 acting Boiler Chief.

21 MR. NEALY: Kenneth Nealy,
22 Assistant Administrator, WRC.

23 CHAIRMAN BAUGHMAN: Thank you
24 for that, for the introductions. And it's a good
25 group of people that we have in here today.

1 So with that, are there any
2 announcements that need to be made?

3 (No verbal response.)

4 CHAIRMAN BAUGHMAN: None being
5 so -- you-all have the agendas in front of you.
6 There's going to be one change to the agenda, and
7 that is that we are going to table BC 24-02.
8 We're going to move that to the December meeting.
9 So that will be the change on the agenda for you
10 to note.

11 So do I have a motion to adopt the
12 agenda?

13 MR. LASHLEY: Motion.

14 CHAIRMAN BAUGHMAN: Second?

15 MR. COLLINS: Second.

16 CHAIRMAN BAUGHMAN: All in
17 favor?

18 (Affirmative response.)

19 CHAIRMAN BAUGHMAN: Opposed?

20 (No verbal response.)

21 CHAIRMAN BAUGHMAN: We have an
22 approved agenda.

23 Moving on to Item Number 4, the
24 approval of the meeting minutes and transcript for
25 August the 7th. And that was our special-called

1 meeting.

2 I wanted to ask something, too, and I
3 don't recall, but during that special meeting, did
4 we review the June meeting minutes at that time?

5 MR. HERROD: (Nods head.)

6 CHAIRMAN BAUGHMAN: We did?
7 Very good. Okay. Super.

8 So we're going to look at the
9 approval of the meeting minutes and transcript for
10 that special-called meeting for August the 7th.

11 Is there any discussion, any items on
12 that, on the meeting minutes that we need to
13 discuss?

14 (No verbal response.)

15 CHAIRMAN BAUGHMAN: Do I have
16 a motion to approve the meeting minutes?

17 MR. LASHLEY: So moved.

18 CHAIRMAN BAUGHMAN: Second?

19 MR. COLLINS: Second.

20 CHAIRMAN BAUGHMAN: All in
21 favor, say aye.

22 (Affirmative response.)

23 CHAIRMAN BAUGHMAN: Opposed?

24 (No verbal response.)

25 CHAIRMAN BAUGHMAN: We have

1 the approval of the meeting minutes.

2 Moving on to Item Number 5, the
3 Boiler Unit report, acting Chief Jimmy Watson, if
4 you would, please.

5 MR. WATSON: Good morning,
6 everybody. For our state inspections with 2024,
7 we are -- that's going up to June 30th, we had
8 14,525. Currently '25, starting at July 1st, we
9 are just under 3,000. So our annualized, if we
10 stay on track, we're going to be just under
11 17,000. And our 52-week summary, we are just over
12 15,000.

13 And our delinquency rate, we've been
14 working pretty hard on getting down. And for the
15 first eight weeks, since July 1st, we went down
16 from 6 percent to 4.8 delinquent rate, roughly.

17 And non-state has went to -- it
18 increased a little bit, just under 3 percent.

19 Now we're going to the variances.
20 Oh, sorry. I didn't add that slide to my paper
21 right there.

22 This is the county maps with --
23 showing the delinquents. And you can see Davidson
24 County has 213. That's the bulk of them. I'm
25 actually going to have a team come in the next

1 couple of weeks, about four people and hit
2 Davidson County pretty hard to try to knock down
3 that delinquent rate. And everything else is
4 going down pretty steady, so I hope to get that
5 taken care of pretty soon.

6 On the active variances, right now we
7 have a total of 80 active variances. We have
8 performed 25 variance inspections; 24 of those
9 have passed. I'm working on one right now, trying
10 to get them going. So we've got that one on the
11 failed.

12 The most recent that have passed
13 since our last meeting, East Tennessee State
14 University, Genera, and Mondet. They just
15 recently passed.

16 And the one we've had issues with is
17 Tristar Southern Hills. I'm having issues with
18 them getting their alarms to sound to the remote
19 station, so now I'm working with them fairly close
20 and contacting them weekly to see their updates
21 and progress, and I hope to get that resolved
22 pretty quickly.

23 Then we have Johns Manville coming
24 up. They expire on the end of the year.

25 And that wraps it up for me unless

1 there's any questions.

2 MR. LASHLEY: (Indicating.)

3 MR. WATSON: Yes, sir?

4 MR. LASHLEY: I do have a
5 question. Looking at the delinquencies, you know,
6 you mentioned 213 in Davidson County.

7 MR. WATSON: Yes, sir.

8 MR. LASHLEY: Just using that
9 as the biggest example, do you have a breakdown of
10 what the internal versus the external certificate
11 inspections, what those numbers are looking like?

12 MR. WATSON: I don't but I can
13 probably get it for you.

14 MR. LASHLEY: It's more of a
15 curiosity, just to see if it's a scheduling issue
16 or if it's just --

17 MR. WATSON: Right. Now,
18 there are times it is scheduling issues, really
19 hard to get in some of these internals. It takes
20 time to -- you know, they want to try to tear down
21 at a good time for them and also, us, at the same,
22 within a reasonable amount of time.

23 MR. LASHLEY: It's an issue.

24 MR. WATSON: Yeah.

25 MR. LASHLEY: It's the same

1 thing for us. It's always when it spikes.
2 Summertime, we'll have a spike in delinquencies
3 because, you know, they're wanting to get one more
4 week out of production and then --

5 MR. WATSON: Always one more.

6 MR. LASHLEY: -- inspectors on
7 vacation the following week. So thank you.

8 MR. WATSON: Yes, sir.

9 CHAIRMAN BAUGHMAN: Jimmy,
10 I've got a comment on Tristar Southern Hills.

11 MR. WATSON: Yes, sir.

12 CHAIRMAN BAUGHMAN: So this
13 was inspected as a renewal, correct?

14 MR. WATSON: Yes, sir.

15 CHAIRMAN BAUGHMAN: So the
16 safety is not alarming at the remote station.
17 Being this is inspected on a three-year schedule,
18 my concern is, is how long those alarms have not
19 been alarming at the remote station. And that
20 would've come up through their logs because every
21 day they log this four hours, and at some point
22 during those logs, this needs to be -- that's part
23 of their variance.

24 MR. WATSON: Yes, sir.

25 CHAIRMAN BAUGHMAN: I'm

1 interested to know what their logs showed and if
2 the alarms just started at that time or started
3 failing just by coincidence at the time of
4 inspection or how long this has been going on.

5 And that then leads to hopefully an
6 open discussion on these variances needing to be
7 checked more than once every three years. If this
8 has been going on for some time and these safeties
9 are not alarming, which is the whole purpose of
10 having the variance in place, that's somewhat
11 concerning to me.

12 MR. WATSON: Yes, sir.

13 CHAIRMAN BAUGHMAN: As I'm
14 sure it is for you.

15 MR. WATSON: And on their log
16 sheet, they did not have a section for that, so
17 I'm getting them to update their log sheet also,
18 to have a section where they're testing that,
19 also.

20 MR. LASHLEY: Was that in
21 their manual?

22 MR. WATSON: It was in the
23 manual, yes, sir.

24 MR. LASHLEY: So they're
25 operating outside of their approved manual.

1 MR. WATSON: On that. So they
2 had -- what they had said -- I can't remember the
3 correct wording on it but they said that one
4 section was their test for it. But it wasn't
5 worded correctly, so I'm getting them to change
6 the wording on that also.

7 MR. LASHLEY: Looks like I
8 need to come back.

9 CHAIRMAN BAUGHMAN: Well, and
10 that -- so Micah makes the comment about possibly
11 coming back. That is something for discussion.

12 When you have a variance that's not
13 being implemented the way that the variance was
14 approved by the Board and they've been operating
15 outside of the variance, is that something that's
16 within the realm of the inspector to then make a
17 recommendation or to talk to the powers to be that
18 this may need to come back in for review? I don't
19 know. But it's somewhat concerning that this has
20 been going on.

21 I don't know the answer to how to
22 attend to it, but it's definitely worthy of
23 discussion.

24 MR. COLLINS: Yes, sir.

25 CHAIRMAN BAUGHMAN: And I

1 doubt in the whole scheme of how many variances we
2 have that this is the only occurrence that we run
3 into. Thank you for that.

4 The other is we used to have upwards
5 of 120 active variances, and now we're running at
6 80. I'm interested to know where those other
7 40 -- because percentage-wise, that's a big
8 percentage that were now changed. What's
9 happening to those others, and are they just not
10 renewing, or are they operating outside of the
11 variance or what the situation is?

12 I don't know what the follow-up to
13 any of those would be, so...

14 MR. WATSON: That is a great
15 point. Yeah. I do get a lot of emails saying
16 they're not going to renew and they're just going
17 to continue checking their boilers hourly and
18 such.

19 My plan is, since I'm currently in
20 this position, to get them to -- the inspector to
21 basically kind of go out there more frequently on
22 these places that had variances, if they're in the
23 area, stop by, try to get them to maybe check
24 their alarms to see how everything is functioning.
25 Because some of these places are getting a little

1 rough.

2 MR. LASHLEY: The problem is
3 with a lot of the variances, it's for operation
4 during off hours, so it's hard to -- you would
5 have to have someone go in off hours to see if the
6 thing needed running. That would be your big, big
7 concern.

8 MR. WATSON: And we have some
9 of our inspectors who are currently approved for
10 overtime, and if they want to and can, go out at a
11 certain time and get them to kind of get it on the
12 weekend or something.

13 CHAIRMAN BAUGHMAN: At night
14 when there's a security guard.

15 MR. WATSON: Yeah.
16 Definitely. Definitely.

17 CHAIRMAN BAUGHMAN: Well, the
18 other is, is that on the -- typically, on these
19 boilers, we're doing -- because they're high-
20 pressure boilers, there's two inspections done a
21 year, one internal and one external. And some of
22 this could be checked during that external, i.e.,
23 that's when the low waters are being particularly
24 tested and so forth --

25 MR. WATSON: To make sure

1 they're sound.

2 CHAIRMAN BAUGHMAN: -- at that
3 time. But yeah, there's a lot of these I'd love
4 checked after hours, at night, so forth. But I am
5 curious on those 40 that have been deleted from
6 our actives.

7 Thank you very much, Mr. Watson.

8 MR. WATSON: Yes, sir.

9 CHAIRMAN BAUGHMAN: Any other
10 comments on the acting Chief's report?

11 (No verbal response.)

12 CHAIRMAN BAUGHMAN: This is a
13 good report. I like to see it put together like
14 this, and I'm glad to see the trends are looking
15 good and we're being proactive on the
16 delinquencies, and both state and insurance are
17 looking good.

18 MR. WATSON: I thank everybody
19 for bearing with me, also, trying to get through
20 this, shaking off the nerves. I'm not used to
21 this.

22 MR. LASHLEY: Good detail.

23 CHAIRMAN BAUGHMAN: Very good.
24 So finishing up the acting Chief's report, we go
25 to Number 6 which is Old Business. Old Business,

1 we show none.

2 We have Item Number 7 which is New
3 Business. And Mr. Larry is going to be coming in,
4 as we speak. With Number 7 the New Business is
5 Repair License Approval, Zachry Maintenance
6 Services, LLC, Pasadena, Texas, seeking approval
7 of its repair license application engaged in the
8 erection, repair, and/or alteration of boilers and
9 pressure vessels in the state of Tennessee.

10 So with that, I would ask Larry a/k/a
11 Bud Ward to come to the podium. Larry shared with
12 me that his mom calls him Buddy, so I took it upon
13 myself to include that.

14 First of all, I'll ask if there are
15 any conflicts in this -- in discussing this item?

16 (No verbal response.)

17 CHAIRMAN BAUGHMAN: None? All
18 right.

19 So we'll ask you to bring it -- first
20 of all, I'll just ask for a motion to discuss.

21 MR. MAY: So moved.

22 MR. COLLINS: Second.

23 CHAIRMAN BAUGHMAN: If we're
24 all in favor, aye.

25 (Affirmative response.)

1 CHAIRMAN BAUGHMAN: So,
2 Mr. Ward, if you would, please present.

3 MR. WARD: Zachry Maintenance
4 Services, LLC would like to petition you for a
5 boiler license to repair, install boiler pressure
6 vessels here in the state. It's just to do with
7 the separation of our company. It's a new entity
8 within the organization. We've performed repairs
9 with Zachry Industrial, Inc. And now it's just a
10 separation.

11 Our maintenance department has
12 started a new entity with a new name of Zachry
13 Maintenance Services, LLC. So very familiar with
14 the state of Tennessee, the work we perform, and
15 would like to perform under that entity.

16 CHAIRMAN BAUGHMAN: Very good.

17 So, discussion?

18 MR. COLLINS: You mentioned
19 the previous entity.

20 MR. WARD: Zachry Industrial,
21 Inc.

22 MR. COLLINS: And did they
23 already have a license for Tennessee?

24 MR. WARD: Yes. And that
25 license is still good and active through -- I

1 can't remember if it's -- yeah, it's '25. June of
2 '25, I believe.

3 MR. COLLINS: Okay. And I
4 also noticed, I guess it was earlier this year,
5 that this manual was up for its review.

6 MR. WARD: Yes, for the
7 renewal for the certifications, ASME. Yes.

8 MR. MAY: On the name change
9 only, does this have anything to do with the
10 bankruptcy filing with Zachry?

11 MR. WARD: No. This entity
12 was started in 2017. They -- the Zachry
13 Industrial, Inc. is the construction side, big
14 mega projects. And Zachry Maintenance Services is
15 just a small maintenance -- we've actually
16 performed probably an average of 300 repairs over
17 the last 10, 12 years, and done so as Zachry
18 Industrial, Inc., comma, Maintenance Services.

19 So it's just been a process to
20 separate the mega projects from the maintenance
21 team for several years.

22 The bankruptcy is -- within the next
23 two months they say we'll be totally finished and
24 be out of that, because they've all come to a
25 settlement agreement.

1 CHAIRMAN BAUGHMAN: So the
2 bankruptcy will not affect the entity -- the
3 company/entity whatsoever.

4 MR. WARD: No, sir. It's --
5 right now, because it was all one, there was some.
6 But they've all come to an agreement, and
7 within -- before the end of the year, Chapter 11
8 will be complete and would be out of Chapter 11
9 totally.

10 CHAIRMAN BAUGHMAN: One item I
11 did notice, Mr. Ward, was the Louisiana office of
12 State Fire Marshal Boiler Inspection Section
13 license, the one that you included with this,
14 shows it issued January 31st of '22 and expired
15 January 31st of '23, just for purposes of
16 submitting paperwork, and it submitted an expired
17 license. I found that just a little...

18 MR. WARD: My apologies. I
19 just submitted the wrong one. It is current.

20 CHAIRMAN BAUGHMAN: Apology
21 accepted.

22 MR. WARD: Would you like me
23 to resubmit the current license?

24 CHAIRMAN BAUGHMAN: For the
25 record, I think that would be well served just so

1 we can have that in our packets instead of having
2 submitted an expired license, for reference.

3 MR. LASHLEY: Is it set to
4 expire January 31st of 2025?

5 MR. WARD: I believe so. So a
6 year from the -- you know, we renew it every year
7 after that, after the initial application process
8 and a fee.

9 CHAIRMAN BAUGHMAN: This one
10 expired 1/31/23, so we're making an --

11 MR. WARD: '24, '25, yes.

12 CHAIRMAN BAUGHMAN: -- another
13 assumption of '25.

14 MR. WARD: Would you like me
15 to do so before this meeting adjourns?

16 CHAIRMAN BAUGHMAN: I'll leave
17 that to Counsel's advice.

18 MR. WARD: I can do so.

19 CHAIRMAN BAUGHMAN: Us having
20 it just for our records is beneficial just for our
21 own packets. But I don't think there's anything
22 that mandates that we have that today as we're not
23 going to make copies of it.

24 MR. WARD: Yeah. I can do so.

25 MR. DEASON: If you can go

1 ahead and submit it. The may make -- if they're
2 inclined to approve, may make it conditional on
3 receiving that information.

4 CHAIRMAN BAUGHMAN: And so to
5 me, it would be conditional if there had been a
6 refusal or something that mandated that this got
7 rescinded. But I don't think our vote is going to
8 be determining whether or not we get the
9 certificate, in itself.

10 MR. DEASON: Yes, sir.

11 CHAIRMAN BAUGHMAN: Thank you,
12 Mr. Ward.

13 MR. COLLINS: I have one
14 comment. And this is not -- this is not anything
15 as far as, I guess, a deficiency in the quality
16 manual. In regard to different additions to the
17 checklist for the review, I was looking at some of
18 the newer items that had come about since previous
19 checklists that were, I guess, published. And one
20 thing I couldn't find in the quality manual is
21 measures provided for interruption of welding. I
22 didn't know if that was addressed. I know that
23 was a new checklist item.

24 So again, it's not necessarily a hard
25 requirement. It's just mainly a comment I wanted

1 to make as far as future reviews of your quality
2 manual to make sure that that bullet point or
3 checklist item is addressed.

4 MR. WARD: We do address that
5 and that's to do with chroms. Not just the
6 interruption of welding, but it would be to do
7 with chroms.

8 THE REPORTER: I'm sorry.
9 What was that word?

10 MR. WARD: Chromium.

11 MR. COLLINS: Is that in the
12 welding section?

13 MR. WARD: Yes. And I don't
14 know if it's directly spelled out in there or it
15 would be as to a standard operating procedure for
16 Zachry for welding of those materials.

17 MR. COLLINS: Okay. Thank
18 you.

19 CHAIRMAN BAUGHMAN: I just
20 want to make a comment on our Board's due
21 diligence. We've got some great expertise.
22 Mr. Collins brings that, along with Mr. Lashley
23 and Mr. May and Mr. Henry. But I appreciate the
24 diligence in reviewing these. People come before
25 the Board, and this isn't a rubber stamp type of

1 Board. We look over things very good, and I just
2 wanted to make comment on that.

3 Any other comments?

4 (No verbal response.)

5 CHAIRMAN BAUGHMAN: All right.
6 So do we have a motion to approve the repair
7 license being submitted by Zachry Maintenance
8 Services, LLC?

9 MR. MAY: So moved.

10 MR. DEASON: Are there any
11 public comments? I just wanted to check.

12 MS. WILEY: No public
13 comments.

14 CHAIRMAN BAUGHMAN: Thank you
15 Mr. Deason.

16 So we had a motion to approve. We
17 had a motion by Mr. May. Do we have a second.

18 MR. LASHLEY: I second.

19 CHAIRMAN BAUGHMAN: Second by
20 Mr. Lashley. I'll call for the vote.

21 All in favor?

22 (Affirmative response.)

23 CHAIRMAN BAUGHMAN: No?
24 Abstentions?

25 (No verbal response.)

1 MR. WARD: Would you like me
2 to send that to the same application email process
3 that we did to update that license, or is there a
4 current more particular address you want me to
5 send that to?

6 MS. WILEY: You can send it to
7 me.

8 MR. WARD: Okay.

9 CHAIRMAN BAUGHMAN: Very good.
10 Larry Buddy Ward, you've got a license for the
11 state of Tennessee.

12 MR. WARD: Thank you. And I
13 apologize for the stepping out and interruption of
14 you-all's meeting. I ask you to keep my wife in
15 your thoughts and prayers. She was just told she
16 thinks she has a medical issue.

17 CHAIRMAN BAUGHMAN: Mr. Ward,
18 thank you for sharing that very much with us. I
19 appreciate that human side of what we do. And to
20 that extent, too, Mr. Henry, one of our board
21 members, is having some surgery today. So again,
22 keep him in your thoughts and prayers.

23 Thank you for sharing that, Mr. Ward.

24 All right. We have tabled BC 24-02.

25 Going on to Number 8, Open

1 Discussion. One item that we wanted to make
2 mention of was we had why we are even here is
3 public safety. We had an incident this last week
4 where a boiler -- sometimes we refer to it as a
5 self-cleaning stack incident. This was a little
6 bit more than that. It had some severe damage to
7 the boiler from the combustion side.

8 Mr. Watson, do you want to expand
9 upon that in any regard?

10 MR. WATSON: I'm currently
11 waiting on a report from IBM. They're going over
12 it thoroughly and they're going to send that to
13 me. But yeah, built-up pressure inside. The
14 butterfly inside didn't -- it kind of broke off.
15 But they put a different actuator on there so it
16 had some trapped gases in there. Blew the burner
17 off a 1500 horsepower boiler. It's a pretty
18 substantial sized boiler. So I'm just waiting on
19 more details currently.

20 CHAIRMAN BAUGHMAN: Very good.
21 And I appreciate that input. IBM is Industrial
22 Boiler & Mechanical out of Chattanooga that's
23 involved on it. But this is why we're here and
24 this is one of the reasons why we have discussions
25 on the need for operator training, the need for

1 people being competent that install boilers, the
2 training of inspectors. It's all about training
3 and educating.

4 And we're dealing with equipment that
5 is not perfect. Man made it; man services it; man
6 inspects it. And because of that, it's not a
7 perfect piece of equipment, and it does have the
8 ability to cause death, injury, or destruction.

9 And so this did not cause any injury,
10 which we give thanks for, but again, it's why
11 we're here and working in the public's interest of
12 safety.

13 So that being said and there's
14 nothing for open discussion, we've got our
15 upcoming December quarterly Boiler Rules board
16 meeting scheduled for December the 11th.

17 Is there any other comments or
18 announcements to be made?

19 (No verbal response.)

20 CHAIRMAN BAUGHMAN: With that,
21 I'll open a motion to adjourn.

22 MR. LASHLEY: So moved.

23 MR. COLLINS: Second.

24 CHAIRMAN BAUGHMAN: All in
25 favor?

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(Affirmative response.)

CHAIRMAN BAUGHMAN: Meeting
adjourned.

END OF THE PROCEEDINGS.

C E R T I F I C A T E

STATE OF TENNESSEE)

COUNTY OF WILLIAMSON)

I, Cassandra M. Beiling, a Notary Public
in the State of Tennessee, do hereby certify:

That the within is a true and accurate
transcript of the proceedings taken before the
Board and the Chief Inspector or the Chief
Inspector's Designee, Tennessee Department of
Labor & Workforce Development, State of Tennessee
Board of Boiler Rules, on the 11th day of
September, 2024.

I further certify that I am not related to
any of the parties to this action, by blood or
marriage, and that I am in no way interested in
the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto set my
hand this 25th day of September, 2024.



A handwritten signature in blue ink, appearing to read "Cassandra M. Beiling", written over a horizontal dashed line.

Cassandra M. Beiling, LCR# 371
Notary Public State at Large
My commission expires: 3/4/2028