

**Department of State
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Sequence Number: 07-14-20

Notice ID(s): 3117

File Date: 7/9/2020

Notice of Rulemaking Hearing

Hearings will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, T.C.A. § 4-5-204. For questions and copies of the notice, contact the person listed below.

Agency/Board/Commission:	Department of Labor and Workforce Development/Board of Boiler Rules
Division:	Workplace Regulations and Compliance, Boiler Unit
Contact Person:	Thomas Herrod, Assistant Commissioner, or Dan Bailey, Senior Associate Counsel
Address:	220 French Landing Drive, Nashville, TN 37243-1002
Phone:	615-253-2741 (Thomas Herrod) 615-741-9550 (Dan Bailey)
Email:	thomas.herrod@tn.gov or daniel.a.bailey@tn.gov

Any Individuals with disabilities who wish to participate in these proceedings (to review these filings) and may require aid to facilitate such participation should contact the following at least 10 days prior to the hearing:

ADA Contact:	Evelyn Gaines Guzman
Address:	220 French Landing Drive, Nashville, TN 37243-1002
Phone:	615-253-1331
Email:	Evelyn.Gaines.Guzman@tn.gov

Hearing Location(s) (for additional locations, copy and paste table)

Address 1:	220 French Landing Drive		
Address 2:			
City:	Nashville, TN		
Zip:	37243-1002		
Hearing Date :	09/16/2020		
Hearing Time:	9:00 AM CST	<input type="checkbox"/> CST/CDT	<input type="checkbox"/> EST/EDT

Additional Hearing Information:

Currently, Governor Lee's Emergency Order pertaining to COVID-19 that allows State Boards to hold their meetings electronically is set to expire August 29, 2020. If it does expire on that date then this meeting will be an in-person meeting at the location and time denoted just above. If the Emergency Order is extended beyond the scheduled date of this meeting then this meeting will be held electronically via Zoom. Below is the information regarding accessing this meeting via Zoom:

Join Zoom Meeting

<https://zoom.us/j/4259169050?pwd=UHZyRmt6SHVvdHFIQ0w3R3BDTHhNZz09>

Meeting ID: 425 916 9050

Password: 42456

Find your local number: <https://zoom.us/u/c1e9Ry2c2>

Revision Type (check all that apply):

Amendment

- _____ New
- _____ Repeal

Rule(s) (**ALL** chapters and rules contained in filing must be listed. If needed, copy and paste additional tables to accommodate more than one chapter. Please enter only **ONE** Rule Number/Rule Title per row.)

Chapter Number	Chapter Title
0800-03-03	Boiler Inspections
Rule Number	Rule Title
0800-03-03-.14	Fees

Chapter Number	Chapter Title
Rule Number	Rule Title

Place substance of rules and other info here. Statutory authority must be given for each rule change. For information on formatting rules go to <https://sos.tn.gov/products/division-publications/rulemaking-guidelines>.

0800-03-03-.14 Fees.

- (1) For shop inspections of boilers and pressure vessels which include manufacturers and contractors of boilers and pressure vessels, quality control system reviews which include ASME and NBIC triennial reviews, and when variances are granted by the Board:
 - (a) For one half (½) day minimum \$500.00
 - (b) For one (1) full day maximum \$700.00
- (2) For special boiler and pressure vessel inspections and second-hand inspections:
 - (a) For one half (½) day minimum \$350.00
 - (b) For one (1) full day maximum \$700.00
- (3) Boiler inspection fees (fired vessels).
 - (a) Boilers of 5 H.P. or less, or 50 sq. ft. or less of heating surface \$60.00
 - (b) Boilers over 5 H.P. or over 50 sq. ft. of heating surface \$60.00
 - (c) External inspections \$35.00
- (4) Boiler inspection fees (unfired vessels).
 - (a) Internal and/or external inspection of each unfired pressure vessel subject to inspection having a cross-sectional area of fifty (50) square feet or less \$30.00
 - (b) Each additional one hundred (100) square feet or fraction thereof, of area in excess of fifty (50) square feet \$8.00
 1. Not more than one hundred dollars (\$100.00) shall be paid per day for the actual inspection time of each inspector on any one (1) vessel.
- (5) Examination fee (non-refundable) \$100.00
- (6) Certificate of competency fee (non-refundable) \$75.00
- (7) Identification card fee (non-refundable) annual renewal \$35.00
- (8) Inspection certificates fees.
 - (a) Power boilers \$50.00
 - (b) Low pressure heating boilers and unfired pressure vessels \$60.00
- (9) License fee.
 - (a) Original license (first year) \$100.00
 - (b) Annual renewal license \$60.00
- (10) For special inspection fee, based on the number of working days notice of inspection:

(a)	1 – 10 Working Days - For one-half (1/2) day minimum	\$350.00
	For one (1) full day maximum	\$700.00
(b)	11 – 20 Workings Days - For one-half (1/2) day minimum	\$140.00
	For one (1) full day maximum	\$280.00
(c)	21 – 30 Working Days - For one half (1/2) day minimum	\$84.00
	For one (1) full day maximum	\$168.00
(d)	More than 30 Working Days - For one half (1/2) day minimum	\$56.00
	For one (1) full day maximum	\$112.00

Authority: T.C.A. §§4-5-218, 10-7-501 et seq. 68-122-102, 68-122-111 and 68-122-113.

I certify that the information included in this filing is an accurate and complete representation of the intent and scope of rulemaking proposed by the agency.

Date: July 9, 2020

Signature: _____

Thomas Herrod

Name of Officer: Thomas Herrod

Title of Officer: Assistant Commissioner – Workplace Regulations

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Filed with the Department of State on: 7/9/2020

Tre Hargett

Tre Hargett
Secretary of State

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