

*Senate* BILL NO. *140*

INTRODUCED BY LABOR & EMPLOYMENT RELATIONS COMMITTEE  
LEE, CHAIRMAN *Lee*  
BY REQUEST OF THE DIVISION OF WORKERS' COMPENSATION

A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING SECTION 69-1512, R.C.M. 1947, BY DELETING CERTAIN BOILER INSPECTION FEE REQUIREMENTS; AND PROVIDING AN EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 69-1512, R.C.M. 1947, is amended to read as follows:

"69-1512. Fees for special inspection or examination.  
~~(1) All fees for inspection are to be paid to the division in accordance with the following schedule based on safety valve setting:~~

- ~~----(a) Boilers with pressure under thirty (30) pounds per square inch-----\$10~~
- ~~----(b) Boilers with pressure from thirty (30) pounds to one hundred (100) pounds per square inch-----\$15~~
- ~~----(c) Boilers with pressure from one hundred (100) pounds to three hundred (300) pounds per square inch-----\$20~~
- ~~----(d) Boilers with pressure over three hundred (300) pounds per square inch-----\$30~~
- ~~----(e) Miniature boilers with pressure not in excess of one hundred (100) pounds per square inch-----\$10~~

INTRODUCED BILL

~~----- (f) Steam traction----- \$-5~~  
~~----- (g) Operating certificate----- \$-4~~  
~~in case of the failure of the owner, manager or person in charge of any boiler to pay such fee to the division, the division shall initiate the necessary legal action to collect the fees. Failure of any person to immediately abide with results of such division action shall be deemed guilty of a misdemeanor and punished as provided by section 69-1507.~~

~~(2)(1)~~ Whenever, upon request of the owner or operator of any boiler, it is necessary for the inspector to make a special trip for the inspection of the boiler, the mileage and per diem allowed by law in addition to the fees herein prescribed, shall be charged and collected by the division.

~~(3)(2)~~ Applicants for engineer's license shall pay fees according to the class of license for which application is made, as specified in the following schedule:

- (a) First class \$30
  - (b) Second class \$20
  - (c) Third class \$12
  - (d) Low pressure \$ 8
  - (e) Traction \$12
  - (f) Renewal of license \$ 4
  - (g) Replacement of lost certificate \$ 2
- ~~(4)(3)~~ Each application shall be accompanied by a

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1 payment equal to ~~fifty-per-cent-(50%)~~ of the license fee for  
2 which application is being made. ~~said~~ ~~the~~ payment shall be  
3 forfeited in the event the applicant fails to appear for the  
4 examination at the scheduled time or fails to pass the  
5 examination.

6 ~~(4)~~ In case of the failure of any applicant to  
7 successfully pass an examination, ~~forty-five-(45)~~ days must  
8 elapse before he can again be examined for license."

9 Section 2. Effective date. This act is effective on  
10 its passage and approval.

-End-

## STATE OF MONTANA

REQUEST NO. 107-77

## FISCAL NOTE

Form BD

In compliance with a written request received January 19, 19 77, there is hereby submitted a Fiscal Note for Senate Bill 140 pursuant to Chapter 53, Laws of Montana, 1965 - Thirty-Ninth Legislative Assembly.

Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

## DESCRIPTION OF PROPOSED LEGISLATION:

This act deletes certain boiler inspection fee requirements.

## ASSUMPTIONS:

1. Effective date of the legislation will be July 1, 1977.
2. Costs of inspections will be included as part of the administrative assessments, Section 92-116.1, R.C.M. 1947.
3. The workload requirements necessary for issuing billing statements will be shifted to other areas of need.
4. The number of inspections will remain at the current level or increase only slightly.

## FISCAL IMPACT:

None.

## LONG-RANGE IMPACT:

The present law requires that whenever a boiler inspector provides a safety inspection for a boiler, a fee must be assessed. The Division must bill the individual owner of the boiler that has been inspected, and must keep detailed records concerning the receipt of the fees charged.

This bill would allow those inspection fees to be deleted and permit the Division to fund the boiler inspections in the same manner as other safety programs with the Division. This involves assessments against the three compensation plans. (Sec. 92-116.1, R.C.M. 1947)

The costs incurred in the billing and collecting efforts cannot be identified with any specific degree of accuracy because the task is performed as part of the total accounts receivable and accounting process. There will be some direct minimal saving in postage and printing costs but employee work efforts will be directed toward other areas in need.

## TECHNICAL NOTE:

It is suggested that the effective date correspond with the fiscal year in order that the Administrative Assessment criteria can be applied.

*Ronald L. ...*  
BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 1-24-77

Approved by Committee on Labor & Employment Relations

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~~----(d) Boilers with pressure over three hundred (300) pounds per square inch-----\$30~~

~~----(e) Miniature boilers with pressure not in excess of one hundred (100) pounds per square inch-----\$10~~

SECOND READING

~~1 ----(f) Steam traction-----\$5~~

~~2 ----(g) Operating certificate-----\$4~~

~~3 in case of the failure of the owner, manager or person in charge of any boiler to pay such fee to the division, the division shall initiate the necessary legal action to collect the fees. Failure of any person to immediately abide with results of such division action shall be deemed guilty of a misdemeanor and punished as provided by section 69-1507.~~

~~(2)(1) Whenever, upon request of the owner or operator of any boiler, it is necessary for the inspector to make a special trip for the inspection of the boiler, the mileage and per diem allowed by law in addition to the fees herein prescribed, shall be charged and collected by the division.~~

~~(3)(2) Applicants for engineer's license shall pay fees according to the class of license for which application is made, as specified in the following schedule:~~

~~18 (a) First class \$30~~

~~19 (b) Second class \$20~~

~~20 (c) Third class \$12~~

~~21 (d) Low pressure \$ 8~~

~~22 (e) Traction \$12~~

~~23 (f) Renewal of license \$ 4~~

~~24 (g) Replacement of lost certificate \$ 2~~

~~25 (4)(3) Each application shall be accompanied by a~~

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1 payment equal to ~~fifty-per-cent-(50%)~~ of the license fee for  
2 which application is being made. ~~said~~ The payment shall be  
3 forfeited in the event the applicant fails to appear for the  
4 examination at the scheduled time or fails to pass the  
5 examination.

6 ~~(4)~~ In case of the failure of any applicant to  
7 successfully pass an examination, ~~forty-five-(45)~~ days must  
8 elapse before he can again be examined for license."

9 Section 2. Effective date. This act is effective on  
10 its passage and approval.

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 13 "69-1512. Fees for special inspection or examination.  
 14 ~~(1) All fees for inspection are to be paid to the division~~  
 15 ~~in accordance with the following schedule based on safety~~  
 16 ~~valve settings:~~  
 17 ~~----(a) Boilers with pressure under thirty (30) pounds~~  
 18 ~~per square inch-----\$10~~  
 19 ~~----(b) Boilers with pressure from thirty (30) pounds~~  
 20 ~~to one hundred (100) pounds per square inch-----\$15~~  
 21 ~~----(c) Boilers with pressure from one hundred (100)~~  
 22 ~~pounds to three hundred (300) pounds per square inch-----\$20~~  
 23 ~~----(d) Boilers with pressure over three hundred (300)~~  
 24 ~~pounds per square inch-----\$30~~  
 25 ~~----(e) Miniature boilers with pressure not in excess~~

THIRD READING

1 of one hundred (100) pounds per square inch-----\$10  
 2 ~~----(f) Steam traction-----\$5~~  
 3 ~~----(g) Operating certificate-----\$4~~  
 4 in case of the failure of the owner, manager or person  
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 6 division shall initiate the necessary legal action to  
 7 collect the fees. Failure of any person to immediately abide  
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 12 of any boiler, it is necessary for the inspector to make a  
 13 special trip for the inspection of the boiler, the mileage  
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REFERENCE BILL

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