

HOUSE JOINT RESOLUTION 25

IN THE HOUSE

February 2, 1979

Introduced and referred to
Committee on Labor and
Employment Relations.

February 13, 1979

Committee recommend bill,
do not pass.

February 15, 1979

Report adopted.

HOUSE JOINT RESOLUTION NO. 25

INTRODUCED BY Menahan Brand Manning

A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA DIRECTING THE DIVISION OF WORKERS' COMPENSATION OF THE MONTANA DEPARTMENT OF LABOR AND INDUSTRY TO ADOPT A RULE CONCERNING ATTENDANCE ON BOILERS.

WHEREAS, the Division of Workers' Compensation is given authority to regulate the safe operation of boilers in the state of Montana; and

WHEREAS, because of considerable interest regarding the attendance issue for boilers, it appears the Legislature should be consulted regarding any rule adopted concerning attendance; and

WHEREAS, the Division of Workers' Compensation has proposed a rule outlining attendance requirements but has withheld adoption pending legislative review of the proposed attendance rule.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

That the Division of Workers' Compensation of the Montana Department of Labor and Industry is directed to

initiate proceedings to adopt the draft rule which sets forth minimum attendance requirements for boilers covered under the boiler inspection and licensing law and which reads as follows:

Attendance Requirements on Boilers. (1) Steam boilers operating in excess of 250 psi gauge pressure, water boilers operating in excess or 375 psi gauge pressure and 450 degrees F temperature, and manually fired boilers of any size, shall be attended by a properly licensed engineer at all times when the boiler is in operation. A licensed engineer must continuously check the operation of such boiler(s), including automatic controls, water levels, feed water, low water fuel cutoff, burners and fuel train.

(2) Nonmanually fired boilers not in excess of 250 psi gauge pressure and hot water boilers operating not in excess of 375 psi gauge pressure and 450 degrees F temperature, shall, as a minimum, be attended as follows:

(a) Be observed by a licensed engineer at the beginning of each shift, and if there are no work shifts at the plant where the boiler is located, the boiler shall be observed not less than once every twenty-four (24) hours. Among the items to be checked during such observance, are the operating pressure, water level, and the general conditions of the boiler. A determination must be made of the cause of any unusual boiler noises and conditions, and

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1 appropriate corrections must be made for any problems that
2 are found to exist.

3 (b) Not less than once every week, the safety devices
4 and automatic controls shall be tested. This shall include,
5 but is not limited to, the testing of safety and relief
6 valves, limit controls, flame detection devices, and the low
7 water fuel cutoff.

8 (c) If a manufacturer of hot water boilers provides
9 for a suggested attendance system, such attendance system
10 shall be followed in place of the provisions of subsection
11 (2)(a) and (2)(b) of this section."

12 BE IT FURTHER RESOLVED, that the division is directed
13 not to modify its rule concerning attendance by providing
14 stricter attendance requirements without prior approval by
15 the Legislature.

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