

AN ACT

relating to the regulation of boilers.

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

SECTION 1. Subsection (b), Section 755.011, Health and Safety Code, is amended to read as follows:

(b) The board is composed of the following nine members appointed by the commissioner:

(1) three members representing persons who own or use boilers in this state;

(2) three members representing companies that insure boilers in this state;

(3) one member representing boiler manufacturers or installers;

(4) one member representing organizations that repair or alter boilers [~~who is a mechanical engineer and a member of the faculty of a recognized college of engineering~~] in this state; and

(5) one member representing a labor union.

SECTION 2. Subsections (a) and (c), Section 755.026, Health and Safety Code, are amended to read as follows:

(a) With the approval of the commissioner and the inspection agency that has jurisdiction for the power boiler, the interval between internal inspections may be extended to a period not exceeding a total of 60 [~~48~~] months. For [~~other~~] unfired steam boilers or steam collection or liberation drums of process steam

1 generators, the inspection interval may be extended to the next  
2 scheduled downtime of the boiler, but not exceeding a total of:

3 (1) 84 months for unfired steam boilers; or

4 (2) 120 months for steam collection or liberation  
5 drums of process steam generators.

6 (c) In addition to an extension authorized under Subsection  
7 (a), the [The] commissioner and the inspection agency may grant an  
8 emergency [additional] extension for a period not exceeding 120  
9 days to the inspection interval covered by the boiler's certificate  
10 of operation on receipt of a request for extension stating that an  
11 emergency exists. Before the extension may be granted, the  
12 inspection agency must make an external inspection of the boiler,  
13 and the conditions imposed under Subsection (b) must be met. The  
14 commissioner and the inspection agency may not grant more than one  
15 emergency extension under this subsection in an interval between  
16 internal inspections.

17 SECTION 3. This Act takes effect September 1, 2003.

David Newkum

President of the Senate

Tom Coakley

Speaker of the House

I hereby certify that S.B. No. 416 passed the Senate on March 13, 2003, by the following vote: Yeas 30, Nays 0. \_\_\_\_\_

Datsy Spaw  
Secretary of the Senate

I hereby certify that S.B. No. 416 passed the House on April 24, 2003, by a non-record vote. \_\_\_\_\_

Robert Hanay  
Chief Clerk of the House

Approved:

9 May 03  
Date

RICK PERRY  
Governor

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE  
5:15pm O'CLOCK

MAY 09 2003  
Ann Shea  
Secretary of State