

LEGAL NOTICE
Notice of Proposed Amendment to Rules
Public Hearing

Notice is hereby given that the Department of Labor and Industrial Relations, Hawaii Occupational Safety and Health Division (HIOSH) will hold a public hearing to address proposed amendments to Hawaii Administrative Rules Title 12 Subtitle 12, Chapters 220 through 225, relating to Boilers and Pressure Vessel. The notice and public hearing are pursuant to Boiler and Elevator Safety Law, Section 397-4, Hawaii Revised Statutes (HRS), and Chapter 91, HRS.

The purposes of the proposed rule amendments are to:

1. bring the rules relating to boilers and pressure vessels up to current standards as reflected in the industry codes for the safety and protection of the public; and
2. amend all references of American Society of Mechanical Engineers (ASME) codes to current accepted codes, specifically 2010 ASME Boiler and Pressure Vessel Code; ASME B31.1-2010, Power Piping; ASME PVHO 1-2002, Safety Standards for Pressure Vessels for Human Occupancy; ASME CSD-1 Controls and Safety Devices for Automatically Fired Boilers 2006; and
3. add definitions for the following words or terms, “certified individual,” “CSA B51,” “NBEP,” “NBEP certificate,” “pool heater,” “school,” and “State special;” and
4. require inspection of non-code pressure vessels in schools, and
5. subject pool heaters to ASME code standards and inspections; and
6. add the requirement that all pressure vessels for human occupancy have an isolation valve mounted between the safety valve and the vessel; and
7. adjust the fee table according to Act 103, Regular Session 2012; and
8. allow inspectors employed by a company qualified as an accredited Authorized Inspection Agencies to inspect equipment, provided the first data inspection is completed by a department employee; and
9. clarifies that repairs and alterations to non-boiler external piping do not require an ASME stamp;

10. increases period of time between internal inspections from two to three years for power boilers and makes adjustments to inspection schedules for steam and vapor boilers; and
11. modifies the time frame to apply for a certificate of competency from every January to provide for expiration after a 12-month period; and
12. allows acceptance of equipment meeting CSA B51 Canadian national standard to be used in Hawaii; and
13. increases the requirements for applicants for certification to have five years of journeyman experience with educational allowances for some of that experience; and
14. additional changes for technical and clarification purposes.

Copies of the proposed amendments will be made available for public viewing from the first working day that the legal notice appears in the Honolulu Star-Advertiser through the day the public hearing is held, from Monday – Friday, between the hours of 2:00 p.m. – 4:00 p.m., at the following locations: 830 Punchbowl Street, Room 423, Honolulu, Hawaii 96813; 2264 Aupuni Street, Wailuku, Hawaii 96793; 75 Aupuni Street, Hilo, Hawaii 96720; and 3060 Eiwa Street, Lihue, Hawaii 96766. A copy of the proposed amendments will be mailed to any interested person who requests a copy at the locations above-described, and pays a prepaid fee of ten cents per page for the copy and postage. The proposed rules may also be viewed at <http://hawaii.gov/hiosh> or at <http://hawaii.gov/ltgov/office/adminrules>.

The public hearing will be held on: September 18, 2012, at 9:30 a.m. at

HONOLULU, OAHU

Keelikolani Building

830 Punchbowl Street, Room 313 and 314
Honolulu, Hawaii 96813

The public hearing will be continued, if necessary, to the time, date and place announced at the scheduled hearing.

Interested persons may submit any data, views, arguments, orally or in writing, concerning the proposed amendments. All written submissions for the record must be submitted to Hawaii Occupational Safety and Health Division, 830 Punchbowl Street, Room 423, Honolulu, Hawaii 96813 and must be received at or prior to the scheduled public hearing.

Auxiliary aids and services are available upon request. Call the Hawaii Occupational Safety and Health Division at (808) 586-9116 (voice), (808) 586-8847 (TTY), or 1-888-569-6859 (TTY neighbor islands). A request for reasonable accommodations should be made no later than ten working days prior to the needed accommodations.

Dated: August 15, 2012

DWIGHT TAKAMINE

Director
Department of Labor and Industrial Relations