

By: Guice

To: Public Health and
Welfare

HOUSE BILL NO. 26

1 AN ACT TO AMEND SECTION 45-23-21, MISSISSIPPI CODE OF 1972,
 2 TO PROVIDE THAT UPON THE REQUEST OF CERTAIN COUNTIES THAT HAVE
 3 BOILERS AND/OR PRESSURE VESSELS OPERATING ON COUNTY-OWNED
 4 PROPERTY, THE STATE BOARD OF HEALTH SHALL ISSUE A SPECIAL
 5 INSPECTOR'S LICENSE TO ANY PERSON EMPLOYED IN THE COUNTY
 6 MAINTENANCE DEPARTMENT WHO HAS PASSED THE INSPECTOR'S EXAMINATION;
 7 TO PROVIDE THAT THE SPECIAL INSPECTORS SHALL INSPECT ALL BOILERS
 8 AND/OR PRESSURE VESSELS OPERATING ON COUNTY-OWNED PROPERTY, AND
 9 THE COUNTY SHALL BE EXEMPT FROM THE PAYMENT OF INSPECTION FEES TO
 10 THE STATE; TO AMEND SECTIONS 45-23-43 AND 45-23-45, MISSISSIPPI
 11 CODE OF 1972, IN CONFORMITY TO THE PRECEDING PROVISIONS; AND FOR
 12 RELATED PURPOSES.

13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

14 SECTION 1. Section 45-23-21, Mississippi Code of 1972, is
 15 amended as follows:

16 45-23-21. The board:

17 (a) May employ deputy inspectors who shall be
 18 responsible to the chief inspector and who shall have had at the
 19 time of appointment not less than five (5) years experience in the
 20 construction, installation, inspection, operation, maintenance or
 21 repair of high pressure boilers and pressure vessels as a
 22 mechanical engineer, steam operating engineer, boilermaker or
 23 boiler inspector, and who shall have passed the examination
 24 provided for in Section 45-23-23.

25 (b) Shall, upon the request of any company licensed to
 26 insure and insuring in this state boilers and pressure vessels or,

27 upon the request of any company operating boilers and/or pressure
28 vessels in this state for which the owner or user maintains a
29 regularly established inspection service which is under the
30 supervision of one or more engineers whose qualifications are
31 satisfactory to the board and cause the pressure vessels to be
32 regularly inspected and rated by such inspection service in
33 accordance with applicable provisions of the rules and regulations
34 adopted by the board pursuant to Section 45-23-9, issue to any
35 inspectors of the company licenses as special inspectors, provided
36 that each such inspector before receiving his license shall
37 satisfactorily pass the examination provided for by Section
38 45-23-23; or in lieu of such examination the board may accept
39 persons who hold a license or a certificate of competency as an
40 inspector of boilers and pressure vessels for a state that has a
41 standard of examination substantially equal to that of the State
42 of Mississippi.

43 (i) A license as a special inspector shall be
44 issued to a qualified employee of a company operating boilers
45 and/or pressure vessels in this state only if, in addition to
46 meeting the requirements stated herein, the person is employed
47 full time by the company and is responsible for making inspections
48 of pressure vessels used or to be used by such company and which
49 are not for resale.

50 (ii) Such special inspectors shall receive no
51 salary from, nor shall any of their expenses be paid by, the
52 state; and the continuance of a special inspector's license shall
53 be conditioned upon his continuing in the employ of the insurance
54 company duly authorized as aforesaid or upon continuing in the
55 employ of the company so operating pressure vessels in this state
56 and upon his maintenance of the standards imposed by this chapter.

57 (iii) Such special inspectors shall inspect all

58 boilers and pressure vessels insured or all boilers and/or
59 pressure vessels operated by their respective companies, and when
60 so inspected the owners and users of such boilers and pressure
61 vessels shall be exempt from payment to the state of inspection
62 fees provided for in Section 43-23-53.

63 (c) Upon the request of the board of supervisors of any
64 county having a population of fifty thousand (50,000) or more,
65 according to the most recent federal decennial census, which has
66 boilers and/or pressure vessels operating on county-owned
67 property, and which has a maintenance department that is under the
68 supervision of one or more engineers whose qualifications are
69 satisfactory to the board and that is capable of regularly
70 inspecting and rating those boilers and/or pressure vessels in
71 accordance with applicable provisions of the rules and regulations
72 adopted by the board pursuant to Section 45-23-9, shall issue a
73 license as a special inspector to any person employed in the
74 county maintenance department who has satisfactorily passed the
75 examination provided for by Section 45-23-23.

76 (i) The board may issue a special inspector's
77 license only to a full-time employee of the county maintenance
78 department who is responsible for making inspections of boilers
79 and/or pressure vessels operating on county-owned property.

80 (ii) The special inspectors shall receive no
81 salary from, nor shall any of their expenses be paid by, the
82 state; and the continuance of a special inspector's license shall
83 be conditioned upon the licensee continuing in the employ of the
84 county maintenance department and maintaining the standards
85 imposed by this chapter.

86 (iii) The special inspectors shall inspect all
87 boilers and/or pressure vessels operating on county-owned
88 property, and, when so inspected, the county shall be exempt from
89 payment to the state of the inspection fees provided for in
90 Section 43-23-53.

91 SECTION 2. Section 45-23-43, Mississippi Code of 1972, is
92 amended as follows:

93 45-23-43. Each company operating boilers and/or pressure
94 vessels covered by owner or user inspection service meeting the
95 requirements of Section 45-23-21 (b), and each county whose
96 boilers and/or pressure vessels are inspected by special
97 inspectors who are licensed under Section 45-23-21(c), shall
98 maintain in its files an inspection record which shall list, by
99 number and such abbreviated description as may be necessary for
100 identification, each pressure vessel covered by this chapter, the
101 date of the last inspection of each such unit, and for each
102 pressure vessel the approximate date for the next inspection
103 thereof arrived at by applying the appropriate rules therefor to
104 all data available at the time such inspection record is compiled.

105 Such inspection record shall be readily available for examination
106 by the chief inspector or his authorized representative during
107 business hours.

108 SECTION 3. Section 45-23-45, Mississippi Code of 1972, is
109 amended as follows:

110 45-23-45. In addition to the requirements of Section
111 45-23-43, each such company or county, as the case may be,
112 shall * * * file annually with the board a statement, signed by
113 the engineer having supervision over the inspections made during

114 the period covered by the statement, stating the number of vessels
115 covered by this chapter inspected during the year and certifying
116 that each such inspection was conducted under the inspection
117 requirements provided for by this chapter.

118 Each annual statement filed by a company shall be
119 accompanied by a filing fee in accordance with the following
120 schedule:

121 (a) For statements covering not more than twenty-five
122 (25) vessels--Three Dollars (\$3.00) per vessel.

123 (b) For statements covering more than twenty-five (25)
124 but less than one hundred one (101) vessels--Seventy-five Dollars
125 (\$75.00).

126 (c) For statements covering more than one hundred (100)
127 but less than five hundred one (501) vessels--One Hundred Fifty
128 Dollars (\$150.00).

129 (d) For statements covering more than five hundred
130 (500) vessels--Three Hundred Dollars (\$300.00).

131 Any county filing the annual statement shall be exempt from
132 the filing fee under this section.

133 SECTION 4. This act shall take effect and be in force from
134 and after July 1, 2000.