

STATE OF OKLAHOMA

1st Session of the 43rd Legislature (1991)

SENATE BILL NO. 563

BY: LONG (Lewis)

AS INTRODUCED

AN ACT RELATING TO PROFESSIONS AND OCCUPATIONS;

AMENDING 59 O.S. 1981, SECTION 1634, WHICH RELATES  
TO CERTIFICATION OF WELDERS; ALLOWING PERSON  
HOLDING CERTAIN POSITION TO QUALIFY FOR  
CERTIFICATION; AND PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 59 O.S. 1981, Section 1634, is  
amended to read as follows:

Section 1634. A. The following United States of America  
National Standard Institute Codes shall be the piping codes for this  
state:

1. The power piping code;
2. The fuel gas piping code;
3. The gas transmission and distribution piping system code;
4. The petroleum refining piping code; and
5. The liquid petroleum transportation piping system code.

The provisions of this act shall apply only to weldments required by  
the above codes.

B. All welders prior to performing weldments within this state on any piping enumerated in subsection A shall be tested, qualified and certified by the Commissioner of Labor pursuant to this act. Provided, a person holding an API 1104 (5) (G) position shall qualify for certification as a welder, subject to examination by the Commissioner.

C. It shall be mandatory upon the owner, or a contractor to whom a contract is awarded and upon any welders wherein welders are to perform weldments on any piping enumerated in subsection A, upon any subcontractor under him, to insure that all welders performing weldments within this state shall be certified by the Commissioner of Labor before any weldments are fabricated.

D. Penalties:

1. Any welder who violates or omits to comply with any of the provisions of this section, and any officer, agent or representative of any owner or any contractor or subcontractor who violates or omits to comply with any of the provisions of this section shall be subjected to the penalties provided in this title.

2. The Commissioner of Labor is empowered to issue cease and desist orders against violations of this act until such time as compliance of the law is met. If an owner, welder, contractor and/or subcontractor fails to obey the orders issued by the Commissioner of Labor, the Attorney General shall review the case and initiate necessary proceedings for contempt of the Commissioner's order and/or ask for an injunction in the district court as deemed appropriate to the facts of the case.

3. No person, firm or corporation or agent thereof shall in any manner interfere with the performance of the duties of any inspector or representative of the Commissioner of Labor for the implementation of this act.

SECTION 2. This act shall become effective September 1, 1991.

43-1-421

JY