

STATE OF OKLAHOMA

1st Session of the 44th Legislature (1993)

HOUSE BILL NO. 1633

By: Paulk

AS INTRODUCED

An Act relating to professions and occupations;  
amending 59 O.S. 1991, Sections 1626 and 1634,  
which relate to the Oklahoma Welding Act; modifying  
certain definition; adding to the list of National  
Standard Codes required to be followed; providing  
an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 59 O.S. 1991, Section 1626, is  
amended to read as follows:

Section 1626. As used in this act:

1. "Certificate" means the document issued to an applicant upon  
successful examination;
2. "Certification" means the testimony of qualifications;
3. "Code" means United States of America National Standard  
Institute Code or the National Fire Protection Code 99;
4. "Committee" means the Oklahoma State Labor Department,  
Boiler Inspection Department, Chief Boiler Inspector;
5. "Qualification" means the successful completion of all parts  
of the requirements set out by the Oklahoma Department of Labor;

6. "Welding inspector" means a person who has met the requirements of this act;

7. "Weld-testing facility" means a qualified and approved testing facility approved by the Oklahoma Department of Labor;

8. "Weldment" means a welded assembly in which the bulk of the component parts are prepared and joined by any combination of the cutting and welding processes covered by Section 1628 of this title;

9. "Work" means that portion of the product or weldment that specifically involves or affects the use of welding; and

10. "Welder" means a person who has met the requirements of this act.

SECTION 2. AMENDATORY 59 O.S. 1991, 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; and
6. The National Fire Protection Code 99.

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.

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 3. This act shall become effective July 1, 1993.

SECTION 4. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

44-1-5230

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