

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 CONFERENCE COMMITTEE SUBSTITUTE

4 FOR ENGROSSED

5 SENATE BILL 170

By: Johnson (Mike) and Myers of  
the Senate

6 and

7 Miller and Martin (Scott)  
8 of the House

9  
10 CONFERENCE COMMITTEE SUBSTITUTE

11 An Act relating to labor; amending 40 O.S. 2001,  
12 Section 141.16, as last amended by Section 1, Chapter  
13 260, O.S.L. 2008 (40 O.S. Supp. 2008, Section  
14 141.16), which relates to the Boiler and Pressure  
15 Vessel Safety Act; modifying certain fees; providing  
16 an effective date; and declaring an emergency.

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

18 SECTION 1. AMENDATORY 40 O.S. 2001, Section 141.16, as  
19 last amended by Section 1, Chapter 260, O.S.L. 2008 (40 O.S. Supp.  
20 2008, Section 141.16), is amended to read as follows:

21 Section 141.16

22 A. 1. a. Annual certificate of operation fee shall be as  
23 follows:

24 (1) with manway state inspector \$75.00

(2) without manway state inspector \$50.00

1	(3) any size special - or owner/user	
2	inspector	\$50.00
3	(4) each public hot water supply heater	
4	(biennially)	\$5.00
5	(5) each public boiler	
6	inspection/certification	\$25.00
7	b. Only one certificate of operation fee per year may be	
8	charged; except an additional fee equal to the	
9	certificate of operation fee may be charged for	
10	witnessing a hydrostatic test required after repairs,	
11	provided a fee equal to the total fees identified in	
12	division (1) or (2) of subparagraph a of this	
13	paragraph, whichever is appropriate, and subparagraph	
14	f of paragraph 2 of this subsection may be charged	
15	when the pressure-retaining item is not prepared and	
16	ready pursuant to rules promulgated by the	
17	Commissioner of Labor at the time of the inspection.	
18	2. Other Fees	
19	a. hydrostatic test of steam pipeline per day	\$150.00
20	(for each additional half-day or part	
21	thereof)	\$75.00
22	b. shop review fees	<del>\$1,250.00</del>
23		<u>\$3,000.00</u>
24	c. licensing fees	

1	(1) repair, service, install (annually)	\$50.00
2	(2) installer technician (one-time	
3	issuance)	\$50.00
4	(3) boiler operator (biennially)	\$50.00
5	d. certificate of competency fee	\$15.00
6	e. examination fee	\$50.00
7	f. boiler or pressure vessel inspection	
8	fee for certificate inspections by	
9	state inspectors	<del>\$100.00</del>
10		<u>\$155.00</u>
11	g. authorized inspector services for weld	
12	repairs or alterations, per eight-hour	
13	day or part thereof	\$300.00
14	h. a fee as established by rule may be	
15	assessed for the issuance of duplicate	
16	licenses and certificates, not to exceed	\$10.00

17 B. All institutions owned or operated by the State of Oklahoma  
18 or its agencies or by any county, municipality or school district,  
19 and such institutions or agencies, and all owners or users of  
20 boilers or pressure vessels of historical significance as specified  
21 in subsection D of Section 141.5 of this title are exempt from the  
22 payment of only those fees provided for in paragraph 2 of subsection  
23 A of this section.

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1 C. 1. Except for the revenue listed in paragraph 2 of this  
2 subsection, the Commissioner shall account for and transfer all fees  
3 so received to the State Treasury to the credit of the General  
4 Revenue Fund, together with a detailed report of same.

5 2. The Commissioner shall account for and deposit all fee  
6 revenue received and listed in this paragraph to the Safety  
7 Standards Revolving Fund created pursuant to subsection E of this  
8 section:

9 a. Twenty-five Dollars (\$25.00) of each certificate of  
10 operation fee collected under divisions (1), (2) and  
11 (3) of subparagraph a of paragraph 1 of subsection A  
12 of this section,

13 b. all fees listed in divisions (4) and (5) of  
14 subparagraph a of paragraph 1 of subsection A of this  
15 section, and

16 c. all fees listed in subparagraphs b, g and h of  
17 paragraph 2 of subsection A of this section.

18 D. All fees shall be paid directly to the Department of Labor.

19 E. There is hereby created in the State Treasury a revolving  
20 fund for the Department of Labor to be designated the "Safety  
21 Standards Revolving Fund". The fund shall be a continuing fund, not  
22 subject to fiscal year limitations, and shall consist of monies  
23 collected by the Department and specifically designated for deposit  
24 pursuant to the Boiler and Pressure Vessel Safety Act. Expenditures

1 from said fund shall be made upon warrants issued by the State  
2 Treasurer against claims filed as prescribed by law with the  
3 Director of State Finance for approval and payment.

4 SECTION 2. This act shall become effective July 1, 2009.

5 SECTION 3. It being immediately necessary for the preservation  
6 of the public peace, health and safety, an emergency is hereby  
7 declared to exist, by reason whereof this act shall take effect and  
8 be in full force from and after its passage and approval.

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