

CHAPTER 211 LAWS OF N. J. 1967

APPROVED 10-5-67

SENATE, No. 302

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 14, 1967

By Senator GIBLIN

Referred to Committee on Labor and Industrial Relations

AN ACT concerning the inspection of steam and hot water boilers and amending sections 34:7-14, 34:7-15, 34:7-16, 34:7-17, 34:7-19, 34:7-20, 34:7-21, 34:7-22 and 34:7-24 of the Revised Statutes.

1 BE IT ENACTED *by the Senate and General Assembly of the State of New*
2 *Jersey:*

1 1. Section 34:7-14 of the Revised Statutes is amended to read as
2 follows:

3 34:7-14. All steam or hot water boilers or similar equipment [having
4 relief devices set over 15 pounds per square inch gage and having 10 or more
5 square feet of heating surface and such equipment, regardless of pressure,
6 having over 300 square feet of heating surface and serving buildings of
7 public assembly] *potentially capable of generating steam, except steam boil-*
8 *ers having adequate relief devices set to discharge at a pressure not greater*
9 *than 15 pounds per square inch, gage, or hot water boilers having adequate*
10 *relief devices set to discharge at a pressure not greater than 160 pounds*
11 *per square inch, gage, and which hot water boilers are reliably limited to*
12 *temperatures not exceeding 250 degrees Fahrenheit, when such steam or hot*
13 *water boilers serve dwellings of less than 6-family units or other dwellings*
14 *with accommodations for less than 25 persons, shall be inspected [inter-*
15 *nally and externally] and be subject to a hydrostatic test, if necessary, at*
16 *least once in each year, at 12-month intervals, by an inspector of the*
17 *Mechanical Inspection Bureau, excepting, however, such as may be insured*
18 *after having been regularly inspected in accordance with the terms of this*
19 *article by insurance companies, whose inspectors shall have satisfactorily*
20 *passed an examination or received certificates of competency approved by*
21 *the commissioner. Such inspection shall be as completely internal and*
22 *external as construction permits. The inspection of any equipment described*

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

23 in this chapter by a certified inspector of an insurance company shall be
 24 acceptable in lieu of State inspection. This article shall not apply to any
 25 boiler having less than 10 square feet of heating surface or a heat input of
 26 less than 10 Kilowatts or 40,000 British Thermal Units per hour or to
 27 equipment under the jurisdiction and control of the United States Gov-
 28 ernment, the inspection of which is actively regulated by a Federal agency,
 29 or to equipment used solely for the propulsion of motor vehicles regulated
 30 by the Motor Vehicle Act, Title 39, of the Revised Statutes.

1 2. Section 34:7-15 of the Revised Statutes is amended to read as follows:

2 34:7-15. For each annual internal and external inspection of vessels
 3 specified in section 34:7-14 of this Title, which shall include hydrostatic test
 4 if found necessary, the owner, lessee or operator of the vessel shall pay to
 5 the inspector a fee of ~~[\$5.00]~~ \$10.00 for vessels having 10 and not over 60
 6 square feet of heating surface, ~~[\$10.00]~~ \$15.00 for vessels over 60 and not
 7 over 1,000 square feet of heating surface and ~~[\$20.00]~~ \$25.00 for vessels over
 8 1,000 square feet of heating surface; plus the actual travel expense of the
 9 inspector. The money so collected shall be paid to the Commissioner of
 10 Labor and Industry or his duly authorized representative. The Mechanical
 11 Inspection Bureau shall maintain an inspection service for the purpose of
 12 providing shop inspection of those vessels regulated by chapter 7 of Title
 13 34, which are under construction or new or which have never been subjected
 14 to a previous inspection in New Jersey. This service shall be provided for
 15 the builders, owners or users of such vessels upon their request only. The
 16 fees for this service, exclusive of the actual travel expense of the inspector,
 17 which also shall be paid, shall be set by the commissioner and shall be: (1)
 18 Not more than \$10.00 for each vessel inspected, provided that he may estab-
 19 lish a charge for each visit, for the purpose of inspection, of not less than
 20 \$25.00 nor more than \$50.00; (2) For construction review of vessel not de-
 21 signed in accordance with standards set by the Board of Boiler, Pressure
 22 Vessel and Refrigeration Rules, \$200.00.

1 3. Section 34:7-16 of the Revised Statutes is amended to read as follows:

2 34:7-16. In addition to the annual internal and external inspection,
 3 there may be an external inspection if found necessary of each ~~[steam~~
 4 boiler] vessel specified in section 34:7-14 of this Title, which shall be made
 5 as nearly as may be at the expiration of six months from each annual inspec-
 6 tion and for which the owner, lessee or operator shall pay to the inspector
 7 a fee of ~~[\$2.00]~~ \$5.00, in addition to the actual cost of travel incurred by
 8 the inspector in going to and returning from the place of inspection. Each
 9 ~~[steam boiler]~~ vessel insured by an insurance company ~~[shall]~~ may also
 10 be given an external inspection by a certified inspector ~~[as a part of the~~
 11 obligation of the insurance policy].

1 4. Section 34:7-17 of the Revised Statutes is amended to read as follows:
2 34:7-17. Whenever it shall be deemed necessary by the commissioner,
3 additional inspections may be made of **[steam boilers]** *vessels specified in*
4 *section 34:7-14 of this Title*, which shall be paid for in accordance with sec-
5 tion 34:7-16 of this Title.

1 5. Section 34:7-19 of the Revised Statutes is amended to read as follows:
2 34:7-19. An insurance company making an inspection of any **[steam**
3 **boiler]** *vessel specified in section 34:7-14 of this Title* shall make a report of
4 such inspection to the commissioner in such manner and at such intervals
5 as he may by rules provide, and shall pay the commissioner a fee of **[\$2.00]**
6 *not less than \$2.00 nor more than \$5.00 as set by the commissioner*, payable
7 by and collected from the owner, lessee or operator by the insurer or inspec-
8 tor at the time of inspection for each boiler insured within the State. *It is*
9 *further provided that payment of these fees may be made by the insurer*
10 *through other methods when required or allowed by the commissioner, as*
11 *provided in section 34:7-18 of this Title.*

1 6. Section 34:7-20 of the Revised Statutes is amended to read as follows:
2 34:7-20. The owner of any **[steam boiler within the provisions of this**
3 **chapter]** *vessel specified in section 34:7-14 of this Title* shall within 30 days
4 after service on him of written notice so to do, furnish to the commissioner
5 a report of an inspection made in accordance with this article, in default of
6 which the commissioner shall assign an inspector to make the inspection in
7 accordance with the terms of such notice. The fees for any inspection made
8 under this section shall be paid by the owner to the commissioner. On the
9 owner's failure to pay such fee within 30 days after the inspection the com-
10 missioner is authorized to sue for its collection in any court of competent
11 jurisdiction.

1 7. Section 34:7-21 of the Revised Statutes is amended to read as follows:
2 34:7-21. If after inspection it is found that any **[steam boiler]** *vessel*
3 *specified in section 34:7-14 of this Title* is unfit for use the inspector shall
4 order its use to be discontinued until properly repaired or replaced. The
5 owner before resuming its use shall cause proper repairs or replacements to
6 be made and shall on the completion thereof notify the commissioner who
7 shall cause a further inspection to be made. If the inspector finds such
8 boiler fit for use he shall deliver to the owner **[a certificate entitled him to**
9 **resume its]** *evidence of approval for further use.*

1 8. Section 34:7-22 of the Revised Statutes is amended to read as follows:
2 34:7-22. **[A boiler]** *The owner or operator of any vessel specified in*
3 *section 34:7-14 of this Title*, dissatisfied with the result of any inspection
4 may appeal to the commissioner by mail. Upon receipt of the appeal, the
5 commissioner shall direct one of the members of the **[bureau of engineers'**

6 and firemen's licenses] *Mechanical Inspection Bureau* to conduct an inspec-
7 tion of such [boiler] *vessel* and make a report to him, and he shall thereupon
8 render his decision, which shall be final.

1 9. Section 34:7-24 of the Revised Statutes is amended to read as follows:

2 34:7-24. Upon payment of inspection fees and filing of inspection re-
3 port, the commissioner shall deliver *evidence of approval* to the owner [,
4 lessee] or operator of any [boiler] *vessel* passing inspection [a certificate
5 of approval].

1 10. This act shall take effect 6 months after adoption.