

## LEGISLATIVE BILL 122

Approved by the Governor March 25, 2005

Introduced by Cunningham, 40; Baker, 44; Janssen, 15; Dw. Pedersen, 39

AN ACT relating to the Boiler Inspection Act; to amend section 48-726, Reissue Revised Statutes of Nebraska; to provide an exemption for certain pressure vessels; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. Section 48-726, Reissue Revised Statutes of Nebraska, is amended to read:

48-726. The Boiler Inspection Act shall not apply to:

(1) ~~boilers~~ Boilers of railway locomotives subject to federal inspection;  $\tau$

(2) ~~boilers~~ Boilers operated and regularly inspected by railway companies operating in interstate commerce;  $\tau$

(3) ~~boilers~~ Boilers under the jurisdiction and subject to regular periodic inspection by the United States Government;  $\tau$

(4) ~~boilers~~ Boilers used exclusively for agricultural purposes;  $\tau$

(5) ~~steam~~ Steam heating boilers in single-family residences and apartment houses with four or less units using a pressure of less than fifteen pounds per square inch and having a safety valve set at not higher than fifteen pounds pressure per square inch;  $\tau$

(6) ~~heating~~ Heating boilers using water in single-family residences and apartment houses with four or less units using a pressure of less than thirty pounds per square inch and having a safety valve set at not higher than thirty pounds pressure per square inch;  $\tau$

(7) ~~fire~~ Fire engine boilers brought into the state for temporary use in times of emergency;  $\tau$

(8) ~~boilers~~ Boilers of a miniature model locomotive or boat or tractor or stationary engine constructed and maintained as a hobby and not for commercial use and having a diameter of less than ten inches inside diameter and a grate area not in excess of one and one-half square feet and that are properly equipped with a safety valve;  $\tau$

(9) ~~hot~~ Hot water supply boilers if none of the following limitations is exceeded: (a) Two hundred thousand British thermal units of input; (b) one hundred twenty gallons of nominal capacity; or (c) two hundred ten degrees Fahrenheit output;  $\tau$

(10) ~~unfired~~ Unfired pressure vessels not exceeding (a) five cubic feet in volume or (b) a pressure of two hundred fifty pounds per square inch;  $\tau$  and

(11) ~~unfired~~ Unfired pressure vessels owned and maintained by a district or corporation organized under the provisions of Chapter 70, article 6; and

(12) Unfired pressure vessels (a) not exceeding a maximum allowable working pressure of five hundred pounds per square inch, (b) that contain carbon dioxide, helium, oxygen, nitrogen, argon, hydrofluorocarbon refrigerant, or any other nonflammable gas determined by the commissioner not to be a risk to the public, (c) that are manufactured and repaired in accordance with applicable American Society of Mechanical Engineers standards, and (d) that are installed in accordance with the manufacturer's specifications.

Sec. 2. Original section 48-726, Reissue Revised Statutes of Nebraska, is repealed.