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## State of Misconsin 2019 - 2020 LEGISLATURE

LRB-5314/1 MDK:skw

## **2019 SENATE BILL 699**

January 16, 2020 - Introduced by Senators Testin, Nass, Kapenga and Tiffany, cosponsored by Representatives VanderMeer, Krug, Rohrkaste, Tittl, Tauchen and Mursau. Referred to Committee on Labor and Regulatory Reform.

AN ACT to renumber and amend 101.17; and to create 101.17 (2) of the

statutes; **relating to:** inspection requirements for chemical recovery boilers.

## Analysis by the Legislative Reference Bureau

Under current law, the Department of Safety and Professional Services has promulgated rules that impose inspection requirements on boilers. This bill affects those requirements for chemical recovery boilers. If a chemical recovery boiler meets the highest rating of the insurer that provides coverage for the boiler, the bill limits the frequency of periodic inspections, including internal inspection, that require taking the boiler out of service. Under the bill, those periodic inspections may be required no more frequently than once every 24 months. The frequency limit applies to inspections of the boiler or any of its components.

In addition, the bill imposes a deadline on DSPS to act on applications for exemptions or extensions with respect to periodic inspections of chemical recovery boilers. If the owner or user of such a boiler applies for an exemption or extension at least 120 days before the expiration of the inspection period that applies to the boiler, the bill requires DSPS to take final action on the application at least 90 days before the expiration of that inspection period.

For further information see the **state** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

## **SENATE BILL 699**

Section 1.	101.17 of the statutes is renumbered 101.17 (1) and amended	to
read:		

101.17 (1) GENERAL PROHIBITION. No machine, mechanical device, or steam boiler shall be installed or used in this state which does not fully comply with the requirements of the laws of this state enacted for the safety of employees and frequenters in places of employment and public buildings and with the orders of the department adopted and published in conformity with this subchapter. Any person violating this section subsection shall be subject to the forfeitures provided in s. 101.02 (12) and (13).

**Section 2.** 101.17 (2) of the statutes is created to read:

101.17 (2) Chemical recovery boiler inspections. (a) If a chemical recovery boiler meets the highest rating of the insurer that provides coverage for the boiler, no periodic inspection, including an internal inspection, of the boiler or any of its components that requires taking the boiler out of service may be required more frequently than once every 24 months.

(b) If the owner or user of a chemical recovery boiler applies to the department for an exemption from a periodic inspection requirement, or an extension of the period between inspections that is required, and the application is made at least 120 days before the expiration of the inspection period that applies to the boiler, the department shall take final action on the application at least 90 days before the expiration of that inspection period.

22 (END)