

# Board of High Pressure Piping Systems

## Agenda

November 16, 2007 – 10:00 a.m.

Minnesota Room – Department of Labor and Industry

443 Lafayette Road North, Saint Paul

- I. Call to Order, Commissioner's Designee Thomas Joachim
  - Announcements
  - Welcome by Commissioner Sviggum
  - Introductions
- II. Approval of Meeting Agenda
- III. Approval of Previous Meeting Minutes
- IV. Regular Business
  - a. Presentation of Board Information, Responsibilities, Authorities
    - i. Legal Issues, General Board Information
    - ii. Overview of Rulemaking Process
    - iii. Review of Board Powers, Authority, and Responsibilities
      1. elect its chair, vice-chair, and secretary *See agenda item V (a)*
      2. adopt bylaws that specify the duties of its officers, the meeting dates of the board, and containing other such provisions as may be useful and necessary for the efficient conduct of the business of the board  
*See Draft Bylaws and agenda item V (b)*
      3. adopt the high pressure piping code that must be followed in this state and any high pressure code recommendations thereto

**Minnesota Statutes Section 14.125 TIME LIMIT ON AUTHORITY TO ADOPT, AMEND, OR REPEAL RULES.**

*An agency shall publish a notice of intent to adopt rules or a notice of hearing within 18 months of the effective date of the law authorizing or requiring rules to be adopted, amended, or repealed. If the notice is not published within the time limit imposed by this section, the authority for the rules expires. The agency shall not use other law in existence at the time of the expiration of rulemaking authority under this section as authority to adopt, amend, or repeal these rules. An agency that publishes a notice of intent to adopt rules or a notice of hearing within the time limit specified in this section may subsequently amend or repeal the rules without additional legislative authorization.*

*Status of current rulemaking*

4. review requests for final interpretations and issue final interpretations of the high pressure piping code *See 16B.63 (326B.127)*
5. adopt rules that regulate the licensure or registration of high pressure piping contractors, journeymen, and other persons engaged in the design, installation, and alteration of high pressure piping systems
  - *First step – Publish Request for Comments*
6. advise the commissioner regarding educational requirements for high pressure piping inspectors
7. refer complaints or other communications to the commissioner, whether oral or written, that alleges or implies a violation of a statute, rule, or order that the commissioner has the authority to enforce pertaining to code compliance, licensure, or an offering to perform or performance of unlicensed high pressure piping services

*The department will also investigate complaints that are forwarded to the department and not to the Board. There is a need for a streamlined process for the complaints submitted to the Board to be forwarded to the department.*

- *Review the new enforcement language that becomes effective December 1, 2007.*
- *There is a split enforcement process based on whether the violation occurred before or after December 1<sup>st</sup>.*

8. approve per diem and expenses deemed necessary for its members

*Review per diem, allowable expenses and procedures. See bylaws as they relate to “day spent on board business.”*

9. select from its members individuals to serve on any other state advisory council, board, or committee

*Identify membership on the Construction Codes Advisory Council and the function of the council.*

10. recommend the fees for licenses and certifications

*Fees are required to be in statute and the department can not adopt/change fees in rule.*

- *This authority is advisory, not authoritative*

11. approve license reciprocity agreements

*The department is not aware of any license that is comparable to the Minnesota High Pressure Piping licenses.*

- V. Special Business
  - a. Election of Officers
    - i. Chair
    - ii. Vice-Chair
    - iii. Secretary
  - b. Adoption of bylaws
  - c. Publish Request for Comments regarding possible amendment to Minnesota Rules Chapter 5230, Code for Power Piping Systems
  - d. Publish Request for Comments regarding possible amendment to Minnesota Rules Chapter 5230 regarding registration of unlicensed workers
  - e. Appointment of CCAC member
- VI. Committee Reports
- VII. Complaints
- VIII. Open Forum
- IX. Board Discussion
- X. Announcements
  - a. Next regularly scheduled meeting
- XI. Adjournment