

**Special Meeting of the
Board of High Pressure Piping Systems
Meeting Minutes
March 2, 2009
Minnesota Room – Department of Labor and Industry
443 Lafayette Road North, Saint Paul
DLI.CCLDBOARDS@State.MN.US**

Members Present:

Jim Andrie
Bob Bastianelli
Therese Bozicevich
Pat Galatz
Mark Geisenhoff
Todd Green (DLI Commissioner's designee)
David Grong
Maureen Hanson
Mark Kincs
Larry Stevens, Jr.

Staff Present:

Wendy Legge
Annette Trnka
John Schultz

Visitors:

Matthew Lemke
Gary Thaden

Members Absent:

Larry Jordan
Peg Larsen
Vicki Sandberg

I. Call To Order

The meeting was called to order by Chair Larry Stevens at 10:05 a.m. The Chair announced that the next HPPS meeting will be held April 1, 2009, in the Minnesota Room, as the Commissioner needed the Minnesota Room for the same date the Board meeting was set for April 9th.

II. Approval of Meeting Agenda

Galatz moved to accept the Agenda as amended, seconded by Bastianelli. The vote was unanimous and the motion passed.

III. Approval of Previous Meeting Minutes

There were several grammatical errors reviewed and corrected. Galatz moved to approve the Minutes as amended, seconded by Bozicevich. The vote was unanimous and the motion passed.

IV. Special Business

- A. **Public Board Session on Chapter 5230 Rulemaking:** Discuss whether the Board wishes to make any changes to the proposed rules at this time. Legge stated that if the Board wants to make any changes to the proposed rules; that needs to be a public discussion. If the Board chooses to not make changes to the proposed rules and proceed, then that discussion will be a closed attorney/client privileged discussion. Legge stated the Board had received a request to remove the definition of "repair" from the proposed rules. Legge also pointed out there is a typographical error which is in the effective date provision. It refers to subpart 6; and in fact it should be subpart 16, the cross reference to repairs on an existing installation in line 23.10 of the Revisor's 11-14-08 draft. The Chair asked if any member wanted to make any changes to the language for the definition of repair.

Kincs made a motion, seconded by Geisenhoff, to remove subpart 16 of the proposed rule 5230.0005. Kincs and Geisenhoff voted Aye. Stevens, Bastianelli, Andrie, Hanson, Galatz, Grong Bozicevich and Green voted Nay. The motion failed.

Hanson made a motion, seconded by Galatz, to change line 23.10 of the Revisor's draft rules dated 11/14/08, so that subpart 6 is changed to subpart 16. The vote was unanimous and the motion passed.

At this time Kincs and Matthew Lemke left the meeting at 10:21 a.m. and the meeting closed.

- B. **Closed Board Session on Chapter 5230 Rulemaking: The Attorney – Client Privilege authorizes the closing of this session:**
- i. Discuss Board's written comments to be filed with Administrative Law Judge Kathleen Sheehy on March 3, 2009 (**attorney-client privileged draft will be discussed**);
 - ii. Discuss process for determining what written reply comments (if any) the Board will file with Administrative Law Judge Kathleen Sheehy on March 10, 2009.

The closed portion of the meeting ended at 11:00 a.m. and the meeting was again opened to the public. No member of the public returned to the meeting after the announced re-opening of the meeting.

V. Announcements

- A. **Next Regularly Scheduled Meetings**
- i. April 1, 2009 – 10:00 a.m. – Minnesota Room, DLI
 - ii. Time of and necessity of future Board or Committee meetings to be determined.

XI. Adjournment

A motion was made by Galatz, seconded by Bozicevich to adjourn the meeting. All voted in favor and the motion passed. The meeting adjourned at 11:04 a.m.

Respectfully Submitted,

Bob Bastianelli

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