

Board of High Pressure Piping Systems

Meeting Minutes

August 7, 2008

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 M. Bozicevich
Patrick Galatz
Mark Geisenhoff
Todd Green (DLI Commissioner's designee)
David Grong
Maureen Hanson
Larry Jordan
Mark Kincs
Vicki Sandberg
Larry Stevens, Jr.

Members Absent:

Peg Larsen

Staff Present:

Annette Trnka
Wendy Legge
John Schultz

Visitors:

Gary Thaden
Russ Scherber
Paul Batsche
Bob Graske

I. Call To Order

The meeting was called to order by Chair Larry Stevens at 1:01 p.m.

II. Approval of Meeting Agenda

Galatz moved to accept the Agenda, seconded by Hanson. Wendy Legge asked about adding the issue of re-numbering HPP Rules to item IV(a). The addition was accepted. The vote was unanimous and the motion passed.

III. Approval of Previous Meeting Minutes

Grong moved to approve the 7-01-08 Minutes, seconded by Andrie. The vote was unanimous and the motion passed.

IV. Regular Business

A. Minnesota High Pressure Piping Code

- i. Re-numbering of HPP Rules. Legge stated that it would be up to the Revisor to choose the new chapter number, but she will request Chapter 5230 be assigned to the Board's rules and Chapter 5231 be assigned to the Department of Labor and Industry's rules (5230.0030 and Subpart 5 of 5230.0100). Legge then spoke on what is Department Rules and what the Board has authority over. Green made a motion, seconded by Sandberg to separate the Rules, with the Board keeping Chapter 5230 and the Department of Labor and Industry being re-numbered to Chapter 5231. The vote was unanimous and the motion passed.
- B. Licensing – there were no licensing issues.
- C. Continuing Education – there were no continuing education issues.

V. Special Business

- A. Sub-committees Reports
 - i. Licensing Committee – Hanson spoke regarding the Licensing Committee's acceptance of the draft of rule language given to them by Legge this morning.
 - ii. Ammonia Committee – Grong spoke regarding what this Committee decided.
 - iii. Bio-Processing Committee – did not meet.
 - iv. Welding Committee – did not meet.
 - v. Steam Committee – Bastianelli stated that the Steam Committee is back to square one regarding rule language, because of the numbering system regarding ASME B31.1 to make it work. The Committee is planning to meet on August 12, 18, and 25 to resolve these issues. It was decided that no more Board members will join this Committee however, any member is welcome to come to the meetings and add their comments. Legge stated that if the rulemaking is done in two sections, it would add considerable cost, so if the Board chooses to combine the rulemakings, it would save on mailings, publication costs, etc.
 - vi. Committee membership discussion – There was no discussion on this item.
- B. Draft Rules Discussion – The Board then returned to a discussion of the draft rules. Legge handed out two documents: "Possible Changes to 7/30/08 Draft of HPPS Rules"; and a revised consolidated rules draft dated 8/7/08. Regarding the "Possible Changes to 7/30/08 Draft of HPPS Rules," Legge stated that this has not been reviewed by any Committee.

Galatz made a motion, seconded by Hanson, to add the definitions, Subpart 1 entitled "Scope," from the "Possible Changes to 7/30/08 Draft of HPPS Rules," to the consolidated draft Rules. The vote was unanimous and the motion passed. Regarding the 8/7/08 draft, Geisenhoff asked if the Board could hold off on defining the definition of "Repair." Jordan states that this has been discussed at length, and there was no agreement on the definition by the Board and it was voted at a prior meeting to defer the topic to a later meeting. Galatz stated that it would be better to have a definition, because the Board could always come back to it for amendment, rather than remove it completely. Green stated that he would prefer to

see the definition move forward. Geisenhoff stated he would prefer not to have it defined. Galatz stated that it would be best to define it and come back to it. Legge stated that if the Legislature puts a definition into Statute that would overrule the Board's definition. Jordan asked if it would affect just big companies or would it also affect the small businesses. Andrie stated the he definitely feels a definition of "Repair" is necessary. Jordan asked why Geisenhoff's company doesn't have their employees test to get licensed so that the definition of "Repair" wouldn't be a factor. Geisenhoff stated that there was "history there" that he would prefer not to get into. Green pointed out that this Rule would be protecting everyone in the State of Minnesota, and not for the small percentage of companies this may affect. Legge stated that not included in this draft is an effective date. She outlined the timeline that the Rules would become effective (5 business days after publication of the Notice of Adoption) unless otherwise noted by the Board. The Board could pick a specific date, or do the timing by the Notice of Adoption to coincide with an effective date that the Board desires. Kincs brought up the possibility to state "any replacement of welded components has to comply with 5230.1070." Legge stated that the scope of 5230.1070 already includes replacement of welded components. She states that her interpretation of the proposed definition of repair is that all welding must be performed by a licensed person under section 326.48. Stevens asked if the Board could vote on 1 through 13, and put the others on hold, so at least part of the draft was agreed to.

Sandberg made a motion, seconded by Andrie to accept the 8-07-08 draft of 5230.0005, Subparts 1 through 13. After discussion, the vote was unanimous and the motion passed.

Geisenhoff made a motion to remove the definition of "Repair," seconded by Kincs. The vote was Geisenhoff and Kincs voted Aye. Opposed were Grong, Hanson, Andrie, Galatz, Bastianelli, Green, Sandberg, Bozicevich, Jordan and Stevens. The motion failed.

Andrie made a motion, seconded by Hanson to approve 5230.0005, Subpart 14. Aye were Grong, Hanson, Galatz, Bastianelli, Green, Sandberg, Bozicevich, Jordan and Stevens. Opposed were Geisenhoff and Kincs. The majority ruled and the motion passed.

Bozicevich made a motion, seconded by Galatz, to approve 5230.0035, Subparts 1 through 4. After discussion, the vote was unanimous and the motion passed.

Discussing 5230.0045, Geisenhoff asked a scenario regarding ratio and out of state fabrication. Sandberg made a motion to accept 5230.0045, Subparts 1 through 3, seconded by Hanson. The vote in favor was Andrie, Grong, Hanson, Galatz, Bastianelli, Green, Sandberg, Bozicevich, Jordan and Stevens. Geisenhoff and Kincs opposed. The majority ruled and the motion passed.

There was then a discussion of DLI's proposed 5230.0060 as included in the document "Possible Changes to 7/30/08 Draft of HPPS Rules." Grong made a motion to amend DLI's proposed 5230.0060 to change ~~six months~~ to one month, seconded by Kincs. The vote was Grong, Hanson, Galatz, Bastianelli, Green, Sandberg, Bozicevich, Jordan and Stevens. Andrie voted Nay. The majority ruled and the motion passed.

Galatz moved to accept the amended 5230.0060, seconded by Kincs. The vote in favor was Grong, Hanson, Galatz, Bastianelli, Green, Sandberg, Bozicevich, Jordan, Kincs, Geisenhoff and Stevens. Andrie voted Nay. The majority ruled and the motion passed.

Then the discussion of the 8/07/08 draft continued. Galatz moved, seconded by Bozicevich, to accept 5230.0070 and 5230.0080, with the amendment of adding "High Pressure" after the word "Journeyman" in 5230.0080, and changing item (C) to read "For at least four years, have been a registered unlicensed individual or pipefitter apprentice, or have worked in the trade of high pressure pipefitting." The vote was unanimous and the motion passed.

There was then a discussion of DLI's proposed 5230.0090 as included in the document "Possible Changes to 7/30/08 Draft of HPPS Rules" Green made a motion to accept 5230.0090, as shown in DLI's draft, with the amendment of ~~six months~~ to one month, seconded by Galatz. The vote was unanimous and the motion passed.

A motion to accept sections 5230.0095, .0120, 5230.0180, and 5230.0190 was made by Grong and seconded by Jordan with the change of ~~Division~~ to Department. The vote was unanimous and the motion passed.

The discussion then went back to the 8/07/08 draft. Hanson made a motion to accept 5230.0220, seconded by Sandberg. The vote in favor was Hanson, Galatz, Bastianelli, Green, Sandberg, Bozicevich, Andrie, Kincs, Geisenhoff and Stevens. Grong abstained. The majority ruled and the motion passed. Larry Jordan left for the remainder of the meeting.

Grong made a motion to accept 5230.5000 through 5230.5915, with the amendment that "dual pressure relief valves shall be installed" only appear once in 5230.5007, Subpart 3, seconded by Andrie. The vote was unanimous and the motion passed.

Green stated that the members of the Steam Committee determined that the ASME standards listed under 5230.0230, Subpart 2 and Subpart 15 should be put in the individual ammonia and steam sections. (Steam would have to accept, Ammonia would have to accept, and Welding would have to accept.) Section 9 will be left in as Subpart 2 (A).

Green made a motion, seconded by Sandberg, to amend 5230.0230, Subpart 2, strike items (B) and (C) and requests Legge re-word Subpart 2 to make it

grammatically correct and strike all of Subpart 15. The vote was unanimous and the motion passed.

It was noted that the repealed sections needed to be reviewed. The Board members were asked to review that by the next meeting.

VI. Complaints

No complaints were issued to the Board.

VII. Open Forum

There were no requests for Open Forum.

VIII. Board Discussion

- A. Power Piping – Discuss definition of new term.
- B. Board and Committee future meetings and times – Bastianelli stated the next meeting of the Steam Committee is going to be August 12th at 8:00 a.m.

X. Announcements

- A. Next Regularly Scheduled Meeting
 - i. September 10, 2008 – Minnesota Room, DLI. The Welding and **Steam** Committees will meet at 10:00 a.m. The Board meeting will start at 1:00 p.m.
 - ii. October 2, 2008 – Minnesota Room, DLI – 8:00 a.m. to 11:30 a.m.

XI. Adjournment

A motion was made by Green, seconded by Hanson to adjourn the meeting. All voted in favor and the motion passed. The meeting adjourned at 3:44 p.m.

Respectfully Submitted,

Bob Bastianelli

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