



Deval L. Patrick
Governor

The Commonwealth of Massachusetts

Department of Public Safety

One Ashburton Place, Room 1301
Boston, Massachusetts 02108-1618

Phone (617) 727-3200

Fax (617) 727-5732

TTY (617) 727-0019

www.mass.gov/dps

Andrea J. Cabral
Secretary

Thomas G. Gatzunis, P.E.
Commissioner

Minutes

Board of Boiler Rules

National Guard Armory, 14 Minuteman Lane, Wellesley, MA 02481

Meeting of July 9, 2013, 9:30 AM

1. Meeting called to order by the Acting Chairman at 9:30 AM, roll call followed:

Board Members Present:

John Rogers, Acting Chairman
Ray Archambault
Charles Perry
Anthony Lucia
Leah Francis

Board Members Not Present:

Patrick Kane, Chairman

Guests Present:

Carrie Torrisi, DPS
Cesar Lastra, DPS
Holly Bartlett, DPS

2. Minutes of previous meetings: The minutes from the previous meeting on June 6, 2013, were distributed. *A motion to accept these minutes into record was made by Anthony Lucia, seconded by Charlie Perry; motion approved by unanimous vote.* The minutes from two public hearings regarding 522 CMR held on June 20, 2013, were distributed. *A motion to accept these minutes into record was made by Ray Archambault, seconded by Anthony Lucia; motion approved by unanimous vote.*
3. Petitions for inspectional considerations:
 - a. Twin Rivers Technologies – Extension Request dated June 20, 2013, for a 3-month extension of the inspection requirement for two units, MA #47029M and MA #762435, recommendation for approval made by FM Global inspector Daniel Farnham. *Motion to approve this request made by Leah Francis, seconded by Charlie Perry; motion passed by unanimous vote.*

4. Old Business:

- a. 522 CMR: The Board continued with their review of 522 CMR; specifically at this meeting, input provided in the form of ‘public comment’ was reviewed and considered by the Board members for inclusion in the regulation. The review proceeded as follows:
 - i. 1.01 Scope and Authority: Recommendation to make a standard certificate of inspection form is already included in the Definitions, so this recommendation will not be adopted; recommendation to use ‘lubricating oil’ vice ‘oil’, and change ‘storing of compressed air’ to ‘or other receptacles for storage of compressed air’ was not adopted; recommendation to make distinction between high pressure and low pressure heating boilers in subparagraph (1) was not adopted; recommendation to replace the term ‘atomic’ to ‘nuclear’ cannot be adopted as the term ‘atomic’ is used in the language of the statute, and therefore cannot be changed; recommendation to include requirement to post meeting notices on the DPS website was not adopted; recommendation to add authority for the Bureau to hear appeals was not adopted.
 - ii. 1.02 Definitions: Recommendation to add ASNT (American Society of Non-destructive Testing) to the Definitions was marked to be included as a definition if language using ASNT is actually adopted later in the regulation; recommendation to modify definition of External Inspection to read ‘external inspection’ vice ‘operational inspection’ was adopted; recommendation to modify the definition of Heat Storage Source to read as submitted was adopted; recommendation to add a definition of ‘portable boiler’ to Section 1.02 was discussed, a new definition will be added for further review; recommendation to make the definition of Approved Nationally Recognized Testing Laboratory be made more general was not adopted; a recommendation that under the definition of Authorized Inspector, the term ‘reconstruction’ be changed to ‘alterations’ was tabled pending further review; recommend that the definition of Authorized Manufacturer be modified to replace ‘H, S, or U stamps’ with ‘certification mark’ was adopted; (At this point the Bureau recognized that the draft regulations they are working on reference the 2011 ASME Code, and agreed to modify the draft to refer to the currently available 2013 ASME Code.); recommendation that the definition of Boiler be modified to remove the given examples was adopted; recommendation that the fuel types given in the definition of Gas Turbine be clarified, the Bureau agreed to strike the entire definition from the regulation; recommendation to revise the definition of High Pressure to add Power Boiler to the term was adopted; recommendation to modify the term Low Pressure to include ‘/Heating Boiler’ was adopted; recommendation to remove the term Machinery Room from the definitions agreed upon; recommendation to modify the definition of National Board Commissioned Inspector to read recommendation to clarify what MAWP stands for was agreed upon; it was agreed to remove the term Monitor from the list of definitions; per suggestion, it was agreed to add NFPA to the definitions when and if it is discussed in the regulation; the definition of the term Operator was modified to eliminate the term ‘vessel’; Owner/User was modified to add ‘steam engine or their appurtenances’; Reportable Accidents/Incidents – the DPS Technical Code Coordinator will provide draft definitions for this term for the Board to consider; R-1 and R-1 Report Forms – the words ‘available from’ replaced ‘issued by’; Ton of Refrigeration – reference to 522 CMR 9.00 was stricken.
 - iii. 1.03 Standards Adopted: In the section regarding ASME Code, ‘2013’ replaced ‘Edition (2011a Addenda).
 - iv. 1.04 Department Jurisdiction: Language referencing 522 CMR 5.00 in Section (b) was removed.

- v. 1.05 Variance Procedure: it was agreed to add language to this section regarding supporting documentation.
- vi. 1.06 Inspection Extension Request Procedure: Authority delegated to the Department Chief of Inspections to grant extensions and report such actions to the Board.
- vii. 2.01 Scope and Application: No changes were made in this section.
- b. The Board stopped this review at Section 2.02 Records, to be continued at the next meeting.

5. New Business:

- a. Anthony Lucia made a motion to allow the Chairman to review extension applications, motion seconded by Charlie Perry; motion passed by unanimous vote.

6. Public Comment:

- a. There will be no public comment taken at this time.

7. Adjournment – The Chairman announced that the Board will meet next on Friday, July 19, 2013 at 9:30.
This meeting was adjourned at 12:00.