

APA-1
Revised 4/2018

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control _____ Department or Agency: Alabama Dep't of Labor
Rule No. 480-7-5-.01
Rule Title: Boiler and Pressure Vessel Inspection Requirements
_____ New Amend _____ Repeal _____ Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? NO

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? NO

Is there another, less restrictive method of regulation available that could adequately protect the public? NO

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? NO

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? NO

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? YES


Does the proposed action relate to or affect in any manner any litigation which the agency is a party to concerning the subject matter of the proposed rule? NO

Does the proposed rule have an economic impact? NO

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Services Agency.

Signature of certifying officer 

Date 12-18-20

(DATE FILED)
(STAMP)

REC'D & FILED

DEC 18 2020

LEGISLATIVE SVC AGENCY

**ALABAMA DEPARTMENT
OF LABOR**

NOTICE OF INTENDED ACTION

AGENCY NAME: ALABAMA DEPARTMENT OF LABOR

RULE NO. & TITLE: 480-7-5-.01; Boiler and Pressure Vessel
Inspection Requirements

INTENDED ACTION: Amendment.

SUBSTANCE OF PROPOSED ACTION: To amend the above section under the
Administrative Procedures Chapter to update certain provisions.

TIME, PLACE, MANNER OF PRESENTING VIEWS: All interested persons
may submit data, views, or arguments in writing by mail or in
person to the contact person listed below between the hours of
8:00 am and 4:30 pm, Monday through Friday until and including
February 4, 2021. Persons wishing to
submit data, views or arguments orally should contact the person
listed below by telephone during this period to arrange an
appointment.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: February 4, 2021

CONTACT PERSON AT AGENCY:

Joseph S. Ammons
Alabama Dep't of Labor
649 Monroe Street, Suite 1801
Montgomery, AL 36131
Telephone: (334) 956-7470



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General Counsel

**ALABAMA DEPARTMENT OF LABOR
ADMINISTRATIVE CODE**

**CHAPTER 480-7-5
INSPECTIONS AND NOTIFICATIONS**

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480-7-5-.01	<u>Boiler And Pressure Vessel Inspection Requirements.</u>

(1) On or after January 1, 2002, each boiler and pressure vessel used or proposed to be used within this State, except for boiler and pressure vessels exempted by the Act, shall be thoroughly inspected as to its construction, installation, and condition as follows:

(a) Power boilers and high pressure, high temperature water boilers shall receive a certificate inspection annually, which shall be an internal inspection where construction permits; otherwise, it shall be as complete an inspection as possible. The boilers shall also be externally inspected while under pressure, if possible.

(b) Low pressure steam or vapor heating boilers shall receive a certificate inspection biennially with an internal inspection every four years where construction permits.

(c) Hot water heating and hot water supply boilers shall receive a certificate inspection biennially with an internal inspection at the discretion of the inspector.

(d) Pressure vessels ~~subject to internal corrosion~~ shall receive a certificate inspection biennially ~~every three years~~ with an internal inspection at the discretion of the inspector. ~~Pressure vessels not subject to internal corrosion shall receive a certificate inspection every 24 months.~~

(2) The ~~Commissioner~~ Secretary, chief inspector, or any deputy inspector shall have free access during reasonable hours to any premises in the State where boilers or pressure vessels are being constructed, installed, operated, maintained, or repaired for the purpose of performing any required safety inspections in accordance with the Act and these rules. Any owner/user or person responsible for boilers or pressure vessels that denies access for inspection shall be in violation of the Act.

Author: Board of Boilers & Pressure Vessels, Dr. David Dyer, Chairman

Statutory Authority: Code of Ala. 1975, §§25-12-4, -6, -14.

History: New Rule: Filed February 20, 2004; effective March 23, 2004. **Amended:** Filed March 15, 2006; effective April 19, 2006. **Amended:** Filed January 9, 2013; effective February 13, 2013; **Amended:** Filed December 18, 2020; effective