

State of Oregon

Agenda
Item
I.D.

Board of Boiler Rules

Regular meeting minutes
September 7, 2010

Members present: Dennis Coplin, Chairman
Mike Bradley, Vice-chairman
Eric Anderson
Anthony Barsotti
Bruce Fellows
John Hooker
Greg Itoh
Vincent Leedy
Edward Pitzrick
Mark Stenberg

Members absent: None

Staff present: Chris Huntington, policy and technical services manager
Celina Patterson, statewide services manager
Liz Browder, enforcement services manager
Brent Griffiths, lead enforcement officer
Trevor Johnson, policy analyst
Sherry Dunn, boiler safety administrative specialist
Debi Barnes-Woods, boards coordinator

Guests present: Russ Bartlet, Travelers Insurance
Ray Andrus, Travelers Insurance
Gary Penkava, Hartford Steam Boiler
Ken Adams, HSBI & I Co
Jeff Barnes, HSBI & I Co
Clay Rhodes, CNA
Martin Powers, CNA
Gary Holliday, Oregon DOI
Dale McLouth
Anita Phillips, State Fire Marshal office
David Beacon, FM Globle

I. Board business

A. Call to order

Chairman Dennis Coplin called the Board of Boiler Rules board meeting to order at 9:30 a.m. The meeting was held at the Building Codes Division, Conference Room A, 1535 Edgewater Street NW, Salem, Oregon.

B. Roll call

All members were present.

Directly proceeding roll call, Chair Coplin asked for a moment of silence in honor of Rodger Vignery who passed away recently. Rodger was widely known and highly respected throughout the boiler industry.

C. Approval of the agenda and order of business

Chair Coplin **RULED** the agenda approved.

D. Approval of the meeting minutes

Chair Coplin **RULED** the regular meeting minutes of June 1, 2010 approved.

E. Date of the next regularly scheduled meeting

December 7, 2010

F. Board vote for Chairman of the board

Chair Coplin opened the nominations for board chair to become effective at the end of the meeting.

Mark Stenberg nominated Anthony Barsotti for board chair.

Seeing no other nominations and by unanimous consent, Anthony Barsotti was voted Chair for the Board of Boiler Rules effective at the end of the meeting.

II. Public comment

Ray Andrus, special inspector, Travelers Insurance, discussed a copy of a [letter](#) from the Insurance Division of the Department of Consumer and Business Services. The letter is concerning overdue inspections that have already been inspected. The letter is requesting certain information be provided. Mr. Andrus printed his company's overdue inspection report created by Building Codes Division, which still shows overdues that Mr. Andrus has already inspected. Mr. Andrus is concerned that the Insurance Division is getting incorrect information and his company is being held responsible.

Edward Pitzrick suggested that the operating permit be tied to the overdue inspection report to possibly prevent mistakes such as this overdue [letter](#). Mr. Andrus added that Oregon is the only state that issues an operating permit without an inspection.

Manager of Statewide Services Celina Patterson reminded the board that the issues of overdues has been an on-going area of concern. The division reached out to the Insurance Division for help with past due accounts.

Gary Holiday, chief market analyst for the Insurance Division, noted that he is working in conjunction with Building Codes Division to help remedy the overdue situation. Mr. Holiday explained that his division has authority over the insurance policy or the insurance contract itself. The letter that was sent asked for specific information to do a comparison with internal guidelines of the policy to ensure that the company is following the policy.

The criteria used for the letters that were sent was if a company had more than 2-percent market share with direct premium written and if the company had at least 100 overdues. Mr. Holiday took 11 carriers and sent out letters with significant market share that had overdues.

III. Reports

A. Building Codes Division report

Manager Huntington reviewed the content of the [BCD Update packet](#).

Manager Huntington noted that the overdue committee will be meeting shortly to try to resolve the overdue issues.

Phase II of HB 3462 authorizes the division to create a pilot program to develop specialized inspector certifications and training. The committee has finished its work on the development of 4 specialized inspector certifications. The certifications are solar specialized certification, plumbing specialized certification, electrical specialized certification and a specialized systems certification. Manager Huntington added that the key focus of the pilot is to allow jurisdictions to effectively expand the scope of work already allowed for some inspectors. The division will begin on the administrative aspects of the certifications.

Penalty matrix: After the vote at the board's last meeting, the changes are expected to go into effect October 1, 2010.

Manager Huntington noted that the 2010 Oregon Structural Specialty Code, 2010 Oregon Mechanical Specialty Code, and the 2010 Oregon Energy Efficiency Specialty Code became effective July 1, 2010 with a grace period of September 30, 2010.

B. Enforcement report

Lead Enforcement Officer Brent Griffiths reviewed some of the compliance statistics for the year. He then noted that the section has begun a recruitment process for an enforcement officer to be stationed in the Northwest Region of Oregon.

C. Summary of enforcement actions previously taken by the division for the one case outlined on the enforcement report. (No board action required)

D. License suspension for Wescold, Inc.

Mission statement. Anthony Barsotti noted that at the last meeting the board voted on an enforcement subcommittee mission statement. Since then, there has been some difficulty in determining technical definitions through the board's enforcement sub-committee.

It was determined that another meeting needs to occur with the enforcement section and the enforcement sub-committee.

E. Program update

Manager of Statewide Services Celina Patterson explained many of the overdue issues are because of the old database. A demonstration of the new elevator database system was showed to members and the audience. The elevator program has some similarity to the boiler program because it also issues operating permits and has recurring inspection cycles. Once the elevator database is up and running smoothly, the boiler database will be implemented.

Edward Pitzrick said that the division should be aware of unfair subsidies. Insurance carriers pay certain companies direct. He noted that all companies should be paying the same price for access to the new system.

IV. Communications

A. Board update on continuing education course approval.

Manager Huntington explained that because of existing rule for approving continuing education, OAR 918-035, it would take rule revision to approve certain national training courses for credit. He added that the Board Chair/Vice-chair group will reconvene to review the current process.

B. Board discussion to convene a workgroup to discuss possible revisions to boiler/pressure vessel program definitions

Manager Patterson explained that in rule there is not a clear definition of "installation". The division would like to convene a workgroup to discuss possible revisions to boiler/pressure vessel program definitions.

Anthony Barsotti said that the scoping committee should be reviewing possible revisions to the boiler/pressure vessel definitions. Eric Anderson volunteered to participate in the membership of that committee.

Edward Pitzrick listed several items the board should take into consideration: 1. Review all rules carefully before making a motion; 2. What is the authority of the scoping committee; 3. Insist on reports at board meeting of committee work; and 4. Insist on a final report of the explosion that occurred at the college.

V. Appeals – None

VI. Unfinished business – None

VI. New business - None

VIII. Announcements - None

IX. Adjournment

Chair Coplin adjourned the meeting at 11:45 a.m.

Respectfully submitted by,
Debi Barnes-Woods
Division Boards Coordinator