

STAND. COM. REP. NO. 1429-22

Honolulu, Hawaii

, 2022

MAR 24

RE: S.B. No. 3126
S.D. 2
H.D. 2

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirty-First State Legislature
Regular Session of 2022
State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred S.B. No. 3126, S.D. 2, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE BOILER AND ELEVATOR SAFETY LAW,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Require the Director of Labor and Industrial Relations to appoint a Chief Boiler and Pressure Vessel Inspector;
- (2) Allow the Director of Labor and Industrial Relations to authorize qualified boiler inspectors who are in the exclusive employment of an owner-user inspection organization to perform safety inspections of pressure retaining items; and
- (3) Extend the time by which the Director of Labor and Industrial Relations is required to reimburse the general fund for the initial appropriation made to the Boiler and Elevator Revolving Fund.



Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations, Hawaiian Electric Company, and Par Hawaii.

Your Committee finds that under existing law, the operation and use of pressure retaining items are regulated by the Department of Labor and Industrial Relations and are required to be inspected in various circumstances. Your Committee further finds that the National Board of Boiler and Pressure Vessel Inspectors permits an owner-user inspection organization to establish and maintain an inspection program as long as the organization and inspection program complies with certain requirements. This measure aligns existing law with the practice of the National Board of Boiler and Pressure Vessel Inspectors to allow inspections of pressure retaining items by owner-user inspection organizations, which will augment the Department's ability to inspect and assure the safe operation and use of pressure retaining items in the State.

This measure also provides additional time for the Director of Labor and Industrial Relations to reimburse the general fund from the Boiler and Elevator Revolving Fund, thereby allowing more flexibility to fund boiler and elevator safety operations while maintaining a feasible repayment schedule.

Your Committee has amended this measure by changing the effective date to January 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3126, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 3126, S.D. 2, H.D. 2.



Respectfully submitted on
behalf of the members of the
Committee on Consumer
Protection & Commerce,



AARON LING JOHANSON, Chair



