

1 **SENATE FLOOR VERSION**

2 April 10, 2023

3 **AS AMENDED**

4 ENGROSSED HOUSE

5 BILL NO. 1331

6 By: Strom and Sims of the House

7 and

8 Paxton of the Senate

9 [labor - Boiler and Pressure Vessel Safety Act -
10 Commissioner of Labor - rules - administrative fees -
11 effective date]

12 ~~BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:~~

13 SECTION 1. AMENDATORY 40 O.S. 2021, Section 141.6, is
14 amended to read as follows:

15 Section 141.6 A. All firms or corporations engaged in the
16 service, repair and/or installation of boilers or pressure vessels
17 located in this state shall be licensed by the Commissioner to
18 perform such work. Provided, no license shall be required for any
19 firms or corporations engaged in the service, repair and/or
20 installation of hot water supply heaters as provided in paragraph 12
21 of subsection A of Section 2 of this act. The Commissioner of Labor
22 shall abide by any existing code of installation presently adopted
23 or as may be hereinafter adopted by this state or its agencies or by
24 any county, municipality or school district as pertains to hot water
supply heaters. The annual license fee shall be payable in advance

1 on or before January 31 of each calendar year. Each firm or
2 corporation must furnish evidence suitable to the Commissioner that
3 they are qualified to perform such work.

4 B. All hearings for the issuance or revocations of license
5 under this section shall comply with the Oklahoma Administrative
6 Procedures Act.

7 C. Any person who shall violate any of the provisions of this
8 act or who violates any rule or order of the Commissioner pursuant
9 to this act shall be guilty of a misdemeanor, and in addition
10 thereto, may be enjoined from continuing such action. Each day upon
11 which such violation occurs shall constitute a separate violation.

12 D. The Commissioner of Labor may promulgate rules establishing
13 a schedule of administrative penalties and fines for violations of
14 the Boiler and Pressure Vessel Safety Act and/or the Boiler and
15 Pressure Vessel Rules which may be in addition to or in lieu of the
16 criminal penalties provided in this section. The promulgation of an
17 administrative fine schedule shall grant the Commissioner authority
18 to impose those administrative fines for any violation of the Boiler
19 and Pressure Vessel Safety Act and/or the Boiler and Pressure Vessel
20 Rules. Funds collected as payment from a violator for
21 administrative fines imposed for a violation of the Boiler and
22 Pressure Vessel Safety Act and/or the Boiler and Pressure Vessel
23 Rules shall be deposited to the Department of Labor Administrative
24 Penalty Revolving Fund.

1 SECTION 2. This act shall become effective November 1, 2023.

2 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS AND COMMERCE
3 April 10, 2023 - DO PASS AS AMENDED
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