

PERTINENT DATES

First filing with Secretary of State: May 10, 1982

Date of Hearing: June 15, 1982

Filed as Emergency: September 3, 1982

Filed with LRMRC: September 15, 1982

SUPPLEMENTAL

Other than department personnel, the hearing was attended by nine insurance company representatives and engineering company representatives. Pertinent comments from these individuals will be noted in the analysis.

The analyst has four sets of rules covering rate schedules for steam boilers. They are as follows:

1. The original rules filed May 10, 1982.
2. Rules which were read into the minutes at the hearing June 15, 1982.
3. Emergency rules filed September 3, 1982.
4. Rules filed with LRMRC September 15, 1982. (NB-1)

NB-1A: It appears the rules filed on May 10, 1982, which were subjected to the hearing, are different than the rules read at the beginning of the hearing on June 15, 1982, in that the last three fee sections in the rules were not contained in the rules filed May 10, 1982. For the information of the LRMRC, Code 29A-2-5 through 7 seems to require the hearing must be on the rules as filed with the Secretary of State. LRMRC may desire to ascertain: (a) if the rules discussed at the hearing did, in fact, contain more fees than the rules filed with the Secretary of State and (b) if this would make the hearings invalid.

COMMISSIONER OF LABOR
Inspection of Steam Boilers

STATE OF WEST VIRGINIA
ADMINISTRATIVE REGULATIONS
ADOPTED BY THE
WEST VIRGINIA DEPARTMENT OF LABOR

PURSUANT TO THE WEST VIRGINIA
REGULATION OF OPERATION OF STEAM BOILERS
(CHAPTER 21, ARTICLE 3, SECTION 7
OF THE THE WEST VIRGINIA CODE)

ADOPTED July 8, 1982
FILED September 3, 1982
EFFECTIVE September 3, 1982

by the

WEST VIRGINIA DEPARTMENT OF LABOR

WEST VIRGINIA ADMINISTRATIVE REGULATIONS

DEPARTMENT OF LABOR

Chapter 21-3-7

Series XI

Amended 1982

Subject: Legislative Rules and Regulations for the inspection of steam boilers.

Section 1. General.

1.01. Scope. The Department of Labor establishes fees (1) for the inspection of boilers by those whom the Commissioner of Labor has authorized as inspectors, (2) for the processing of inspection reports from insurance companies, (3) for issuing annual permits to operate boilers, and (4) for commissioning insurance company boiler inspectors.

1.02. Authority. Section 7, Article 3, Chapter 21, as amended by the 1982 Legislature and passed on March 8, 1982.

Sec. 5 Inspection Fee Schedule

~~1.03. Effective Date. These inspection rates are promulgated on the 8th day of July, 1982, and become effective on the 3rd day of September, 1982.~~

3.1 ~~1.04. General Purposes. The general purpose of these rules and regulations is to formulate an inspection fee schedule. These rules and regulations establish fees:~~

- (1) for the inspection of boilers by those whom the Commissioner of Labor has authorized as inspectors,
- (2) for the processing of inspection reports from insurance companies,
- (3) for issuing annual permits to operate boilers, and
- (4) for commissioning insurance company boiler inspectors.

AMENDMENT

WEST VIRGINIA DEPARTMENT OF LABOR

Schedule of Rates

^{5.2}
2.01. ALL fee charges shall be paid before issuing annual permits to operate a boiler. Checks and money orders for payment of all fees shall be made payable to the West Virginia Department of Labor.

Boiler Inspection Fees for Steam Boilers:

Effective July 1, 1982

Internal \$ 79.00

External \$ 79.00

Increase effective July 1, 1983

Internal \$ 82.50

External \$ 82.50

Increase effective July 1, 1984

Internal \$ 92.00

External \$ 92.00

Increase effective July 1, 1985

Internal \$ 97.00

External \$ 97.00

Increase effective July 1, 1986

Internal \$101.50

External \$101.50

Increase effective July 1, 1987

Internal \$106.00

External \$106.00

Fee for the processing of inspection reports

for insurance companies:

Effective July 1, 1982	\$ 7.00
Increase effective July 1, 1983	\$ 7.50
Increase effective July 1, 1984	\$ 8.00
Increase effective July 1, 1986	\$ 8.50
Increase effective July 1, 1987	\$ 9.00

Fee for issuing annual permits to operate boilers:

Effective July 1, 1982	\$ 8.00
Increase effective July 1, 1983	\$ 8.50
Increase effective July 1, 1984	\$ 9.00
Increase effective July 1, 1986	\$ 9.50
Increase effective July 1, 1987	\$ 10.00

Fee for commissioning insurance company boiler
inspectors:

Effective July 1, 1982	\$ 8.00
Increase effective July 1, 1985	\$ 9.00
Increase effective July 1, 1987	\$ 10.00

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(Plus all the volunteer
help we can get)

TO: Andy Brown
AGENCY: Dept. of Labor
FROM: JUDY COOPER, DIRECTOR ADMINISTRATIVE LAW DIVISION
DATE: Nov. 20, 1990

THE ATTACHED RULE RECENTLY FILED BY YOUR AGENCY HAS BEEN ENTERED INTO OUR COMPUTER SYSTEM. PLEASE REVIEW, PROOF AND RETURN IT WITH ANY CORRECTIONS. IF THERE ARE NO CORRECTIONS, PLEASE SIGN THIS MEMO AND RETURN IT TO THIS OFFICE. YOU WILL BE SENT A FINAL VERSION OF YOUR RULE FOR YOUR RECORDS.

PLEASE RETURN EITHER THE CORRECTED RULE OR THIS FORM WITHIN TEN (10) WORKING DAYS OF THE DATE YOU RECEIVED THIS REQUEST. CALL IF YOU HAVE ANY QUESTIONS.

SERIES: 8 TITLE Minimum Wages & Maximum Hours Standards Regs

* THE ATTACHED RULE HAS BEEN REVIEWED AND IS CORRECT.

SIGNED: Shelley B. Leary
TITLE OF PERSON SIGNING: Director, Wage & Hour
DATE: 12-3-90

* THE ATTACHED RULE HAS BEEN REVIEWED AND NEEDS CORRECTING. THE CORRECTIONS HAVE BEEN MARKED.

SIGNED: _____
TITLE OF PERSON SIGNING: _____
DATE: _____