

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 59th Legislature (2023)

4 HOUSE BILL 1331

 By: Strom

7 AS INTRODUCED

8 An Act relating to labor; amending 40 O.S. 2021,
9 Section 141.6, which relates to the Boiler and
10 Pressure Vessel Safety Act; authorizing Commissioner
 of Labor to promulgate certain rules; providing for
 administrative fees; and providing an effective date.

13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

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

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

1 any county, municipality or school district as pertains to hot water
2 supply heaters. The annual license fee shall be payable in advance
3 on or before January 31 of each calendar year. Each firm or
4 corporation must furnish evidence suitable to the Commissioner that
5 they are qualified to perform such work.

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

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

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

1 Rules shall be deposited to the Department of Labor Administrative
2 Penalty Revolving Fund.

3 SECTION 2. This act shall become effective November 1, 2023.
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5 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS AND COMMERCE, dated
6 02/22/2023 - DO PASS.
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