SENATE BILL 2156

By Green

AN ACT to amend Tennessee Code Annotated, Title 68, Chapter 122, relative to boilers.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 68-122-110, is amended by adding the following as a new subsection:

(f)

(1) Notwithstanding the requirements for the frequency of boiler inspections in subsection (a), the chief inspector may, at the chief inspector's discretion and upon the request of the owner or user of a boiler that is subject to inspection under this part, grant variances that authorize longer periods of time to elapse between boiler inspections than those permitted in subsection (a).

(2) If an owner or user of a boiler requests a variance under this subsection (f), the chief inspector shall, within thirty (30) days of receipt of the request for a variance, notify in writing the owner or user who made the variance request that the request will be approved or that the chief inspector intends to deny the request. If the chief inspector provides notice of the chief inspector's intent to deny a variance request, the chief inspector shall include the grounds for such intention in the written notice that is provided to the owner or user who requested the variance and such requesting party shall be permitted to provide additional information concerning the variance request to the chief inspector within fifteen (15) days of receipt of the written notice from the chief inspector. Whenever the chief inspector issues a notice of intent to deny a variance request that is made under this subsection (f), the chief inspector shall make a final

determination to approve or deny the request within forty-five (45) calendar days after the receipt of additional information from the owner or user who requested the variance or within sixty (60) calendar days of the date that the owner or user who requested the variance received written notice of the chief inspector's intent to deny the variance request.

SECTION 2. This act shall take effect July 1, 2014, the public welfare requiring it.