NEBRASKA ADMINISTRATIVE CODE

TITLE 229 - DEPARTMENT OF LABOR

CHAPTER 7 - INSPECTION AND CERTIFICATE FEES

001. This chapter is adopted pursuant to *Neb. Rev. Stat.* §§48-724, 48-727 and 48-733.

002. The fees for inspection and/or for Certificate of Inspection as required by *Neb. Rev. Stat.* §§48-724, and 48-733 and sections of this chapter shall be paid directly to the Department, by the owner or user before a Certificate of Inspection shall be issued.

003. If the owner or user of any boiler or pressure vessel required to be inspected under this Act by the Department refuses to allow a boiler or pressure vessel to be inspected, then such boiler or pressure vessel shall not be operated until after a valid inspection has been made by either the chief inspector, deputy inspector or special inspector.

004. If the owner or user of any boiler or pressure vessel required to be inspected under the Boiler Inspection Act by the Department refuses to pay the inspection fee or Certificate of Inspection fee provided for in *Neb. Rev. Stat.* §§48-724, and 48-733 and this title, then such boiler's or pressure vessel's Certificate of Inspection shall be revoked. Any boiler or pressure vessel that has had its Certificate of Inspection revoked for the reason described above, shall not be operated until after the fees have been paid.

005. A. Schedule of fees - The owner or user of a boiler required to be inspected under the Boiler Inspection Act shall make payment for each boiler inspected by the chief boiler inspector, a deputy boiler inspector, or authorized inspection agency contracting with the Department of Labor [*Neb. Rev. Stat.* §48-722(1)], in accordance with the following schedule:

(1) For all inspections performed on or after July 1, 2015, on boilers, high-temperature water boilers, low pressure steam boilers, hot water heating and supply boilers and hot water heaters:

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GOVERNOR

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SECRETARY OF STATE

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Capacity	Internal fee	External fee
Objects of 800,000 btu/hr rated capacity or less	$25.00	$25.00
Objects over 800,000 btu/hr rated capacity and less 1,600,000 btu/hr rated capacity	$45.00	$45.00
Objects of 1,600,000 btu/hr rated capacity or more and less than 3,200,000 btu/hr rated capacity	$90.00	$45.00
Objects of 3,200,000 btu/hr rated capacity or more and less than 8,000,000 btu/hr rated capacity	$130.00	$65.00
Objects of 8.000,000 btu/hr rated capacity or more	$170.00	$85.00

(2) For all inspections performed on or between July 1, 2014 and June 30, 2015, on boilers, high-temperature water boilers, low pressure steam boilers, hot water heating and supply boilers and hot water heaters:

Capacity	Internal fee	External fee
Objects of 800,000 btu/hr rated capacity or less	$12.50	$12.50
Objects over 800,000 btu/hr rated capacity and less 1,600,000 btu/hr rated capacity	$22.50	$22.50
Objects of 1,600,000 btu/hr rated capacity or more and less than 3,200,000 btu/hr rated capacity	$45.00	$22.50
Objects of 3,200,000 btu/hr rated capacity or more and less than 8,000,000 btu/hr rated capacity	$65.00	$32.50
Objects of 8.000,000 btu/hr rated capacity or more	$85.00	$42.50

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(3) All other inspections, including shop inspections, special inspections, inspections of secondhand or used boilers or pressure vessels for the purpose of determining the usability of a secondhand boiler or pressure vessel, or when it is necessary for the chief or deputy boiler inspector to make a special trip to witness the application of a pressure test, shall be charged for at the following rates:

- for inspections performed on or after July 1, 2015, = $200 for one half day of four hours or any portion thereof, or $400 for one full day at four to eight hours;

- for inspections performed on or between July 1, 2014 and June 30, 2015, = $100 for one half day of four hours or any portion thereof, or $200 for one full day at four to eight hours.

B. If, after inspection, a boiler or water heater is found to be suitable and to conform with Title 229, the owner or operator shall, upon payment of a Certificate of Inspection fee, be issued a Certificate of Inspection for such boiler or water heater. The fees shall be as follows:

- for boilers, high-temperature water boilers, low pressure steam boilers, hot water heating and supply boilers and hot water heaters inspected before July 1, 2016, the certificate of inspection fee shall be $18 per year (prorated at $1.50 per month for partial year certificates);

- for boilers, high-temperature water boilers, low pressure steam boilers, hot water heating and supply boilers and hot water heaters inspected on or between July 1, 2016 and June 30, 2018, the certificate of inspection fee shall be $24 per year (prorated at $2.00 per month for partial year certificates);

- for boilers, high-temperature water boilers, low pressure steam boilers, hot water heating and supply boilers and hot water heaters inspected on or between July 1, 2018 and June 30, 2020, the certificate of inspection fee shall be $30 per year (prorated at $2.50 per month for partial year certificates); and

- for boilers, high-temperature water boilers, low pressure steam boilers, hot water heating and supply boilers and hot water heaters inspected on or after July 1, 2020, the certificate of inspection fee shall be $36 per year (prorated at $3.00 per month for partial year certificates).

006. A. Fees for pressure vessels inspected by the Chief Boiler Inspector, a deputy boiler inspector, or authorized inspection agency contracting with the Department of Labor [*Neb. Rev. Stat.* §48-722(1)] shall be based on the maximum length of the vessel times the maximum width or diameter thereof in feet. (Example: LxW = 10 ft x 5 ft = 50 sq ft = $25.00). Formula taken from NB-132.

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Certificate Inspections, Internal or External:

(1) Each pressure vessel subject to inspection having a product, as determined above, of 50 sq. ft. or less shall be charged at the following rates:

- for inspections performed on or after July 1, 2015, = $25.00 per vessel;

- for inspections performed on or between July 1, 2014 and June 30, 2015, = $12.50 per vessel.

(2) For each additional 100 sq. ft., or portions thereof, of an area in excess of 50 sq. ft. an additional inspection fee shall be charged as follows:

- for inspections performed on or after July 1, 2015, an additional $10.00 per 100 sq. ft., or portion thereof;

- for inspections performed on or between July 1, 2014 and June 30, 2015, an additional $5.00 per 100 sq. ft., or portion thereof.

(3) For inspections performed on or after July 1, 2015, the total inspection fee for any one pressure vessel shall not exceed $55.00. For inspections performed on or between July 1, 2014 and June 30, 2015, the total inspection fee for any one pressure vessel shall not exceed $27.50. A group of pressure vessels, such as the rolls of a paper machine or dryer operating as a single machine or unit, shall be considered as one pressure vessel. Not more than one fee shall be charged or collected for any and all inspections as above of any pressure vessels in any required inspection period except as provided in §005(A)(2) of this chapter.

B. Certificate Fees. If, after inspection, a pressure vessel is found to be suitable and to conform with Title 229, the owner or operator shall, upon payment of a Certificate of Inspection fee, be issued a Certificate of Inspection for such pressure vessel. The fees shall be as follows:

- for pressure vessels inspected on or before June 30, 2016, the certificate of inspection fee shall be $18 per biennium (prorated at $0.75 per month or partial biennium certificates);

- for pressure vessels inspected on or between July 1, 2016 and June 30, 2018, the certificate of inspection fee shall be $24 per biennium (prorated at $1.00 per month for partial year certificates);

- for pressure vessels inspected on or between July 1, 2018 and June 30, 2020, the certificate of inspection fee shall be $30 per biennium (prorated at $1.25 per month for partial year certificates); and

- for pressure vessels inspected on or after July 1, 2020, the certificate of inspection fee shall be $36 per biennium (prorated at $1.50 per month for partial biennium certificates).

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007. If the commissioner grants a waiver of inspection of an unfired pressure vessel pursuant to 229 NAC 5 §005, and the owner or user thereof has obtained a valid Certificate of Inspection for said pressure vessel, a certificate of registration shall be issued without additional cost to the owner or user of such pressure vessel upon approval of the application for a waiver of inspection.

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