



KIM REYNOLDS  
GOVERNOR

**OFFICE OF THE GOVERNOR**

ADAM GREGG  
LT GOVERNOR

April 28, 2023

The Honorable Paul Pate  
Secretary of State of Iowa  
State Capitol  
Des Moines, Iowa 50319

Dear Mr. Secretary,

I hereby transmit:

House File 461, an Act relating to boiler inspections.

The above House File 461 is hereby approved on this date.

Sincerely,

A handwritten signature in black ink, appearing to read "Kim Reynolds".

Kim Reynolds  
Governor of Iowa



House File 461

AN ACT  
RELATING TO BOILER INSPECTIONS.

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

Section 1. Section 89.2, Code 2023, is amended by adding the following new subsection:

NEW SUBSECTION. 5A. "*National board inspection code*" means the manual for boiler and pressure vessel inspectors published by the national board of boiler and pressure vessel inspectors.

Sec. 2. Section 89.3, Code 2023, is amended by adding the following new subsection:

NEW SUBSECTION. 5A. *a.* The owner of an object that meets all of the criteria in subsection 4, paragraph "*a*", may request

from the director an internal inspection time period of longer than two years, but not to exceed seven years, if the object is an integral part of a continuous operation of a process that is covered by and compliant with the occupational safety and health administration process safety management standard contained in 29 C.F.R. §1910.119 and has a planned outage schedule that is longer than two years.

b. The director may grant the longer inspection interval if the owner is able to demonstrate to the director that the object is in compliance with the process safety management standard contained in 29 C.F.R. §1910.119 and that the object is included as process safety management process equipment in the owner's process safety management program. In evaluating the request, the director shall also consider whether the object meets the requirements contained in the national board inspection code, the object is fit for service based on the year of fabrication and the estimated service life of the object as determined by part 2 of the national board inspection code, and the owner has implemented practices for managing consumable items and ancillary equipment of the object. Upon request by the director, the owner shall provide the director with the findings of any previous inspections of the object under this chapter.


c. If the director intends to deny the request, the director shall contact the owner prior to the denial and provide an opportunity for the owner to address the reasons for the intended denial. If the board has not adopted rules pursuant to section 89.14, subsection 11, the lack of adoption shall not be grounds for the director not to consider a request for a longer inspection interval pursuant to this subsection.

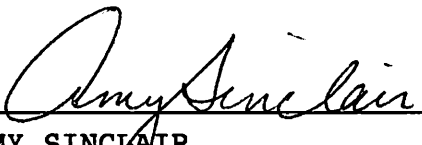
d. The owner of the object that is granted the longer inspection interval shall comply with the requirements contained in subsection 5, paragraph "b".

Sec. 3. Section 89.14, Code 2023, is amended by adding the following new subsection:

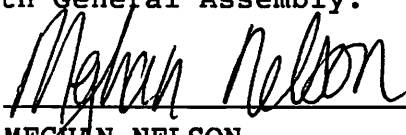
NEW SUBSECTION. 11. The board shall adopt rules to allow an extended internal inspection interval of up to seven years

for objects that are subject to inspection pursuant to section 89.5A.

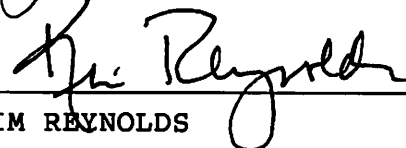
  
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PAT GRASSLEY  
Speaker of the House

  
\_\_\_\_\_  
AMY SINCLAIR  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 461, Ninetieth General Assembly.

  
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MEGHAN NELSON  
Chief Clerk of the House

Approved April 28<sup>th</sup>, 2023

  
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KIM REYNOLDS  
Governor