

SESSION OF 2021

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2005

As Recommended by House Committee on
Water

Brief*

HB 2005 would amend provisions of law related to the Boiler Safety Act (Act). The bill would increase the maximum nominal water capacity of an exempt hot water supply boiler to 120 gallons from the current maximum of 85 gallons. The bill would remove the stipulation that a 120-gallon boiler is exempt from the Act only if it is part of an electrical utility generating plant.

[*Note:* The Office of the State Fire Marshal oversees the inspection, installation, and repairs of all boilers and pressure vessels that are subject to the Act. Certain hot water supply boilers and water heaters are not subject to the Act.]

The bill would also make technical amendments.

The bill would be in effect upon publication in the *Kansas Register*.

Background

The bill was introduced by Representative Highland on behalf of Wamego Inn & Suites.

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

House Committee on Water

In the House Committee hearing, Representative Highland provided **proponent** testimony on the bill, stating the bill would clarify that water heaters are not boilers and should not be regulated as such. Written-only proponent testimony was provided by a representative of Wamego Inn & Suites.

A representative of the Office of the State Fire Marshal provided neutral testimony. No other testimony was provided.

Fiscal Information

According to the fiscal note prepared by the Division of the Budget on the bill, the Office of the State Fire Marshal indicates enactment of the bill would decrease expenditures by \$81,500 in both FY 2021 and in FY 2022 and eliminate 1.0 FTE inspector position in each year due to decreased workload. The agency estimates the bill would reduce revenues to its Boiler Inspection Fee Fund by approximately \$77,140 and to the State General Fund by approximately \$3,290 in FY 2021 and in FY 2022 due to decreased receipt of certification and inspection fees. Any fiscal effect associated with the enactment of the bill is not reflected in *The FY 2022 Governor's Budget Report*.

Water supply boiler; water heater; Kansas Boiler Safety Act