

**House Bill 3257**  
Senate Amendments  
Section-by-Section Analysis

HOUSE VERSION

SECTION 1. Section 755.001(17), Health and Safety Code, is amended to read as follows:

(17) "Portable [~~power~~] boiler" means a boiler primarily intended for use at a temporary location.

SECTION 2. Section 755.022(a), Health and Safety Code, is amended to read as follows:

(a) This chapter does not apply to:

(1) boilers owned or operated by the federal government;

(2) pressure vessels or process steam generators, other than steam collection or liberation drums of process steam generators;

(3) manually fired miniature boilers that:

(A) are constructed or maintained for locomotives, boats, tractors, or stationary engines only as a hobby for exhibition, recreation, education, or historical purposes and not for commercial use;

(B) have an inside diameter of 12 inches or less or a grate area of two square feet or less; and

(C) are equipped with a safety valve of adequate size, a water level indicator, and a pressure gauge;

(4) boilers that are designed for operation only at atmospheric pressure and that are equipped with two independent means to prevent the buildup of pressure; [~~or~~]

(5) steam cookers; or

(6) espresso machines.

SECTION 3. Section 755.025(e), Health and Safety Code, is amended to read as follows:

(e) The commission by rule shall establish the subsequent

SENATE VERSION (IE)

SECTION 1. Same as House version.

SECTION 2. Same as House version.

SECTION 3. Same as House version.

CONFERENCE

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~~intervals and manner of inspection for a [A] portable [power] boiler [must be inspected externally each time the boiler is moved to a new location and must receive an internal inspection at least annually].~~

No equivalent provision.

SECTION 4. As soon as practicable after the effective date of this Act, the Texas Commission of Licensing and Regulation shall adopt the rules necessary to implement the changes in law made by this Act.

SECTION 5. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2017.

SENATE VERSION (IE)

SECTION \_\_. Chapter 755, Health and Safety Code, is amended by adding Subchapter E to read as follows:

SUBCHAPTER E. REGULATION OF BOILERS AND FUEL GAS SYSTEMS

Sec. 755.071. RESTRICTION ON REGULATION. Notwithstanding any other law, a state agency or political subdivision may not restrict the use or installation of a specific fuel gas pipe product that is approved for use and installation by the International Fuel Gas Code.

Sec. 755.072. CONFLICT OF LAW. To the extent of a conflict between this subchapter and another law, this subchapter controls. [FA1]

SECTION 4. Same as House version.

SECTION 5. Same as House version.

CONFERENCE