

# STATEMENT OF SCOPE

## Department of Commerce

Rule No. : Chapters Comm 41 and 5

Relating to Boilers and Pressure Vessels, and Corresponding Credentials  
:

### **1. Description of the objective of the rule.**

The primary objective of this rule development is to update chapter Comm 41, relating to boilers and pressure vessels, to reflect current national standards and corresponding administrative and enforcement aspects. Minor changes to corresponding requirements for credentials in chapter Comm 5 are also expected.

### **2. Description of existing policies relevant to the rule and of new policies proposed to be included in the rule and an analysis of policy alternatives.**

Since 1957, chapter Comm 41 has primarily adopted by reference the boiler and pressure vessel code issued by the American Society of Mechanical Engineers. Currently, the 2007 edition is adopted. The 2010 edition is expected to be adopted instead during this rule development, and other related standards that are currently referenced in this chapter may likewise be updated to include the most recent edition.

### **3. Statutory authority for the rule.**

Sections 101.02 (15) (h) to (j), 101.17 and 227.11 (2) (a).

### **4. Estimate of the amount of time that state employees will spend to develop the rule and of other resources necessary to develop the rule.**

The staff time needed to develop the rule changes is expected to range from 200 to 400 hours, depending upon the associated complexity. This includes research, rule drafting, and processing the rule changes through public hearings, legislative review, and adoption. Also, copies of the referenced standards will need to be purchased. There are no other resources necessary to promulgate the rule changes.

### **5. Description of all of the entities that may be affected by the rule.**

These rule changes may affect any entity involved with the design, construction, installation, inspection, operation, testing, maintenance, repair or alteration of boilers or pressure vessels.

### **6. Summary and preliminary comparison of any existing or proposed federal regulation that is intended to address the activities to be regulated by the rule.**

No existing or proposed federal regulations addressing this topic were found during the most recent update of this chapter in 2007, other than the Nuclear Regulatory Commission applying an earlier

version of the ASME code to nuclear power plants. The Department is not aware of any such federal regulations being issued or proposed since then.

Approved for publication in the *Wisconsin Administrative Register* at Madison, Wisconsin, this date: \_\_\_\_\_

DEPARTMENT OF COMMERCE

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Paul Jadin, Secretary

Approved for implementation at Madison, Wisconsin, this date: \_\_\_\_\_

DEPARTMENT OF COMMERCE

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Paul Jadin, Secretary