

SENATE BILL NO. 205—SENATOR DENIS

MARCH 11, 2021

Referred to Committee on Health and Human Services

SUMMARY—Provides regulatory exemptions for certain types of residential and commercial boilers. (BDR 40-839)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to public safety; exempting certain types of residential and commercial water heaters from the standards that an owner of a boiler must comply with; requiring the Division of Industrial Relations of the Department of Business and Industry to adopt regulations establishing requirements relating to certain systems which include multiple water heaters; requiring the Division to revise its regulations to conform with the exemption for certain types of residential and commercial water heaters; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law sets forth various standards that an owner of a boiler must comply with. (Chapter 455C of NRS) **Section 1.2** of this bill defines the term “water heater” and **section 1.4** of this bill provides that the standards governing boilers do not apply to a water heater in a residential or commercial building or structure or on residential or commercial premises that meets certain specifications. **Section 1.6** of this bill makes a conforming change to indicate the placement of **section 1.2** within the Nevada Revised Statutes. **Section 1.8** of this bill requires the Division of Industrial Relations of the Department of Business and Industry to adopt regulations establishing requirements for equipment and apparatuses used in connection with a system that includes the serial interconnection of multiple water heaters. **Section 2** of this bill requires the Division to revise its regulations to conform with the provisions of **section 1.4**.



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THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Chapter 455C of NRS is hereby amended by adding thereto the provisions set forth as sections 1.2 and 1.4 of this act.

Sec. 1.2. *“Water heater” means an appliance that is:*

1. Designed primarily to supply hot water for domestic or commercial purposes; and

2. Equipped with automatic controls which limit water temperature to a maximum of 210 degrees Fahrenheit (99 degrees Centigrade).

Sec. 1.4. *Except as otherwise provided in NRS 455C.110, the provisions of this chapter do not apply to any water heater in a residential or commercial building or structure or on residential or commercial premises that:*

1. Is not included in a serial interconnection of multiple water heaters; and

2. Does not exceed any of the following:

(a) An input of heat of 199,999 British thermal units per hour (58,600 watts); or

(b) A water capacity of 120 gallons (450 liters).

Sec. 1.6. NRS 455C.010 is hereby amended to read as follows:
455C.010 As used in this chapter, unless the context otherwise requires, the words and terms defined in NRS 455C.020 to 455C.080, inclusive, *and section 1.2 of this act* have the meanings ascribed to them in those sections.

Sec. 1.8. NRS 455C.110 is hereby amended to read as follows:
455C.110 The Division shall adopt regulations that establish:

1. Standards and procedures relating to the installation, inspection, operation, maintenance, relocation, improvement, alteration and repair of boilers, elevators and pressure vessels, including, without limitation, regulations:

(a) Providing an exemption from those standards and procedures:

(1) In the case of an emergency; or

(2) If the Division determines that it is in the best interests of the general public; and

(b) Establishing requirements for the inspection of boilers, elevators and pressure vessels.

2. Requirements regarding the equipment and apparatuses used in connection with a system that includes the serial interconnection of multiple water heaters including, without limitation, water heaters described in section 1.4 of this act.

3. The requirements for the issuance and renewal of a certificate as:



(a) A boiler inspector; and

(b) An elevator mechanic.

~~[3.]~~ **4.** The grounds for initiating disciplinary action against a holder of a certificate, including, without limitation, the grounds for:

(a) The suspension or revocation of a certificate; and

(b) Requiring the holder of a certificate to pay an administrative fine.

~~[4.]~~ **5.** The methods of enforcement the Division will use to ensure compliance with NRS 455C.100 and the regulations adopted pursuant to ~~[subsection]~~ **subsections 1 ~~[.]~~ and 2**, including, without limitation:

(a) Notifying an owner of a boiler, elevator, ~~[or]~~ pressure vessel **or water heater** that the owner has violated a provision of the regulations adopted pursuant to subsection 1 **or 2** and establishing a period within which the owner must correct the violation;

(b) Requiring the owner to pay an administrative fine; and

(c) Suspending or revoking a permit issued by the Division pursuant to NRS 455C.100.

Sec. 2. 1. The provisions of any regulation adopted by the Division of Industrial Relations of the Department of Business and Industry which conflict with the provisions of section 1.4 of this act are void and must not be given effect to the extent of the conflict.

2. The Division of Industrial Relations of the Department of Business and Industry shall amend or repeal any of its existing regulations that conflict or are inconsistent with the provisions of section 1.4 of this act as soon as practicable after the effective date of this act.

Sec. 3. This act becomes effective upon passage and approval.

