

KANSAS OFFICE *of*
REVISOR *of* STATUTES

LEGISLATURE *of* THE STATE *of* KANSAS
Legislative Attorneys transforming ideas into legislation.

300 SW TENTH AVENUE ■ SUITE 24-E ■ TOPEKA, KS 66612 ■ (785) 296-2321

MEMORANDUM

To: Chairman Olson
Members of the Senate Committee on Federal and State Affairs

From: The Office of Revisor of Statutes

Date: January 20, 2022

Subject: HB 2005 – Boiler Safety Act amendments

House Bill No. 2005 (HB 2005) would exclude hot water supply boilers that have a nominal water capacity not exceeding 120 gallons from the provisions of the boiler safety act.

Under Kansas’ Boiler Safety Act, the State Fire Marshal oversees the inspection, installation and repairs on all boilers and pressure vessels that are subject to the Act. Certain hot water supply boilers -- or water heaters -- are not subject to the Act.

The language for that exemption can be seen on page 1 of the bill, starting on line 21. Under current law, hot water supply boilers that meet the other conditions of paragraph (5) and have a nominal water capacity that exceeds 85 gallons will be subject to the requirements of the Act. If the hot water supply boiler is within an electrical utility generating plant, it must exceed 120 gallons for the Act to apply. The amendment would strike the reference to “85 gallons” and “electrical utility generating plants” and apply the larger 120-gallon threshold to all hot water supply boilers. The language being removed was added to subparagraph (C) in 1998. The change would revert the provision back to its originally enacted form from 1977.

HB 2005 would become effective upon publication in the Kansas register