
HOUSE COMMITTEE AMENDMENTS

2026 Regular Session

Amendments proposed by House Committee on Commerce to Original House Bill No. 799
by Representative FontenotAMENDMENT NO. 1

On page 1, line 2, change "To enact" to "To amend and reenact R.S. 36:408(D)(1)(d) and to enact"

AMENDMENT NO. 2

On page 1, between lines 13 and 14, insert the following:

"Section 1. R.S. 36:408(D)(1)(d) is hereby amended and reenacted to read as follows:

§408. Offices; purposes and functions

* * *

D.(1) The office of state fire marshal, code enforcement and building safety, shall perform generally the functions of the state relating to the protection of life and property from the hazards of fire and of panic which may arise from fire or from the threat of fire or explosion, including but not necessarily restricted to:

* * *

(d) Exclusive power to investigate and to make and prescribe rules and regulations for the proper construction, installation, repair, use, operation, and safety of boilers in the state, ~~the city of New Orleans excepted to license boiler inspectors,~~ and to issue general or special orders for the enforcement of such rules and regulations as well as any provision of law affecting boilers. The rules and regulations ~~so formulated~~ shall conform ~~as nearly as practicable~~ to the boiler construction code of the American Society of Mechanical Engineers, ~~as~~ as specified in R.S. 23:531 through 542 Subpart D-4 of Part III of Chapter 7 of Title 40 of the Louisiana Revised Statutes of 1950.

* * *"

AMENDMENT NO. 3

On page 1, line 14, change "Section 1" to "Section 2"

AMENDMENT NO. 4

On page 1, line 19, change "shall have" to "has"

AMENDMENT NO. 5

On page 2, line 12, change "he may deem" to "are"

AMENDMENT NO. 6

On page 2, line 15, change "such" to "that"

AMENDMENT NO. 7

On page 3, delete lines 2 through 14 in their entirety and insert in lieu thereof the following:

"A. The fire marshal may license inspectors to inspect boilers in this state in accordance with all of the following:

1 (1) The current edition of the National Board Inspection Code published by
2 the National Board of Boiler and Pressure Vessel Inspectors.

3 (2) The current standards for Controls and Safety Devices for Automatically
4 Fired Boilers, also known as CSD-1, published by the American Society of
5 Mechanical Engineers (ASME).

6 (3) All applicable sections of the ASME codes.

7 B. A licensed inspector shall receive no salary from nor shall any of his
8 expenses be paid by the state except as provided in R.S. 40:1664.21(1). A licensed
9 inspector shall do all of the following:

10 (1) Hold an in-service inspector's commission from the National Board of
11 Boiler and Pressure Vessel Inspectors.

12 (2) Maintain employment with a company that is all of the following:

13 (a) Accredited by the National Board of Boiler and Pressure Vessel
14 Inspectors as an authorized inspection agency performing inservice inspection
15 activities as published in NB-369.

16 (b) Authorized by the fire marshal to inspect boilers in this state.

17 (3)(a) For an insured boiler, inspect that boiler within thirty days of the
18 expiration date on the operating certificate of that boiler, whether the inspector is
19 employed by or under contract with the insurance company.

20 (b) For an uninsured boiler, or for a boiler with an operating certificate that
21 has been expired for more than thirty days, that boiler may be inspected by any
22 licensed inspector holding a current and valid inspector commission in this state.

23 (4) Submit a report of every boiler inspection to the fire marshal within
24 fifteen calendar days from the date of the inspection, unless otherwise approved by
25 the fire marshal. Failure to submit the report within this time period may result in the
26 fire marshal's rejection of the report.

27 C. The fire marshal may do all of the following:"

28 AMENDMENT NO. 8

29 On page 5, line 23, change "when" to "if"

30 AMENDMENT NO. 9

31 On page 6, at the end of line 2, insert the following:

32 "The shutdown shall be carried out in accordance with applicable safety
33 standards and established safe shutdown procedures, and shall be consistent with
34 documented operating and safety procedures, including appropriate coordination,
35 isolation of energy sources, and any required internal or external notifications."

36 AMENDMENT NO. 10

37 On page 7, line 3, change "23:1664.26" to "40:1664.26"

38 AMENDMENT NO. 11

39 On page 9, line 14, change "Section 2" to "Section 3"

40 AMENDMENT NO. 12

41 On page 9, line 18, change "Section 3" to "Section 4"