

**SUBSTITUTE FOR
HOUSE BILL NO. 5891**

A bill to amend 1965 PA 290, entitled
"Boiler act of 1965,"
(MCL 408.751 to 408.776) by adding section 7c.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 7C. (1) SUBJECT TO SUBSECTIONS (2), (3), (4), AND (5),
2 THIS ACT DOES NOT APPLY TO A MINIATURE HOBBY LOCOMOTIVE OPERATING
3 ON NARROW GAUGE TRACKS LESS THAN 24 INCHES IN WIDTH.
4 (2) THE DEPARTMENT SHALL INSPECT ANNUALLY A MINIATURE HOBBY
5 LOCOMOTIVE OPERATING IN A PUBLIC DISPLAY OR USE. THE INSPECTION
6 SHALL BE CONDUCTED BY A DEPUTY INSPECTOR OR SPECIAL INSPECTOR OR
7 BY A MINIATURE HOBBY LOCOMOTIVE CLUB IN THE MANNER PROVIDED FOR
8 IN SUBSECTIONS (4) AND (5). THE INSPECTOR SHALL FILE A COPY OF
9 THE INSPECTION REPORT WITH THE CHIEF INSPECTOR AND PROVIDE A COPY
10 OF THE INSPECTION REPORT TO THE OWNER OF THE MINIATURE HOBBY
11 LOCOMOTIVE.

1 (3) THE FEE FOR AN INSPECTION CONDUCTED BY A DEPUTY
2 INSPECTOR IS \$15.00. THE DEPARTMENT OF CONSUMER AND INDUSTRY
3 SERVICES, UPON DEMONSTRATION THAT THE MINIATURE HOBBY LOCOMOTIVE
4 BOILER COMPLIES WITH THE APPLICABLE RULES GOVERNING MINIATURE
5 HOBBY LOCOMOTIVES, SHALL ISSUE A CERTIFICATE OF INSPECTION TO THE
6 OWNER OF THAT LOCOMOTIVE.

7 (4) THE DIRECTOR SHALL PROMULGATE RULES UNDER THE ADMINIS-
8 TRATIVE PROCEDURES ACT OF 1969, 1969 PA 306, MCL 24.201 TO
9 24.328, REGARDING THE INSPECTION, CERTIFICATION, AND ADOPTION BY
10 REFERENCE OR ESTABLISHMENT OF INSPECTION AND CERTIFICATION STAN-
11 DARDS FOR BOILERS USED ON MINIATURE HOBBY LOCOMOTIVES SUBJECT TO
12 THIS SECTION. THE RULES SHALL INCLUDE A PROCEDURE FOR APPROVAL
13 AND AUTHORIZATION OF MINIATURE HOBBY LOCOMOTIVE CLUBS TO PERFORM
14 INSPECTIONS AND CERTIFY BOILERS USED IN MINIATURE HOBBY
15 LOCOMOTIVES.

16 (5) THE BOARD SHALL APPROVE A MINIATURE HOBBY LOCOMOTIVE
17 CLUB APPLYING TO THE BOARD FOR APPROVAL TO INSPECT AND CERTIFY
18 BOILERS USED IN MINIATURE HOBBY LOCOMOTIVES UPON THE BOARD'S
19 DETERMINATION THAT THE CLUB COMPLIES WITH AND APPLIES THE INSPEC-
20 TION AND CERTIFICATION STANDARDS ESTABLISHED IN THE RULES. AFTER
21 APPROVAL AND AUTHORIZATION BY THE BOARD, THE MINIATURE HOBBY
22 LOCOMOTIVE CLUB MAY INSPECT BOILERS AND CERTIFY TO THE BOARD THAT
23 A MINIATURE HOBBY LOCOMOTIVE COMPLIES WITH THE STANDARDS CON-
24 TAINED IN THE RULES.

25 (6) AS USED IN THIS SECTION, "PUBLIC DISPLAY OR USE" MEANS
26 DISPLAY TO OR USE BY THE GENERAL PUBLIC BUT NOT THE OWNER OR THE
27 OWNER'S FAMILY.

HB5891, As Passed House, September 24, 1998

House Bill No. 5891

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1 Enacting section 1. This amendatory act does not take
2 effect unless House Bill No. 5890 of the 89th Legislature is
3 enacted into law.