

NEBRASKA ADMINISTRATIVE CODE

TITLE 229 - DEPARTMENT OF LABOR

CHAPTER 13 - PENALTY FOR OPERATION OF UNSAFE BOILERS AND PRESSURE VESSELS

001. This chapter is adopted pursuant to *Neb. Rev. Stat.* §§48-414, 48-727 and 48-737.
002. If, upon inspection, a boiler or pressure vessel is found to be in such condition that it is unsafe to operate, the certificate of inspection shall be suspended. If a Certificate of Inspection is suspended or revoked or otherwise cannot be issued, then the boiler or pressure vessel shall be considered to be unsafe.
003. The owner or user shall be notified by the Department that the boiler or pressure vessel is unsafe for operation.
004.
  - A. Unsafe boilers or pressure vessels and boilers or pressure vessels otherwise not in compliance with the Act and 229 NAC 1, et seq., will be red-tagged by the Department for cease of operation as provided in *Neb. Rev. Stat.* §48-414 until such repair or replacement is completed.
  - B. In accordance with *Neb. Rev. Stat.* §§48-737 and 48-414, if the continued operation of a boiler or pressure vessel poses serious risk or harm to the general public, the Chief Inspector, or a deputy boiler inspector, may take those actions required to immediately shut down and cause to be inoperable any boiler or pressure vessel required to be inspected by the Act.
005. The owner or user of an unsafe boiler or pressure vessel who causes the same to be operated shall be subject to the penalty as provided in *Neb. Rev. Stat.* §§48-736 and 48-414.