



MEMORANDUM

Prepared for: Oregon State Senate
Date: September 14, 2020
By: Tyler Larson, Analyst
Re: Legislative Review of Executive Appointments

LPRO: LEGISLATIVE POLICY AND RESEARCH OFFICE

BOARD OF BOILER RULES

The Governor has appointed the following individuals to the Board of Boiler Rules subject to Senate confirmation.¹

Appointees

Jeffery Rotert of Beaverton; New Appointment
Joseph Garvey of Portland; New Appointment

Term

Rotert: October 1, 2020 – September 30, 2024
Garvey: October 1, 2020 – May 24, 2022

Appointment/Confirmation Authority

[ORS 480.535 \(2019\)](#)

Statement of Economic Interest²

Not required.

Statutory Requirements³

The board consists of 11 members appointed by the Governor and confirmed by the Senate:⁴

- one person who is an owner and user or who is a representative and employee of an owner and user of a high pressure boiler in Oregon and who has had practical experience with high pressure boilers;
- one person who is a manufacturer or who is a representative and employee of a manufacturer of boilers or of pressure vessels in Oregon (HENDRIX);
- one person who is regularly engaged in the inspection of boilers and pressure vessels and who is employed by an insurer who may and does write policies of boiler and pressure vessels explosion insurance in Oregon (MOYER);
- one person who is a mechanical engineer registered by the State of Oregon;
- one person who is a boilermaker (ENGSTROM);

¹ [Or. Const. art. III sect. 4](#), [ORS 171.562 and 171.565 \(2019\)](#).

² [ORS 244.050 \(2019\)](#).

³ [ORS 182.100 \(2019\)](#) for affirmative action policy and [ORS 236.115 \(2019\)](#) for diversity criteria.

⁴ [ORS 480.535 \(2019\)](#).

- one person who is the owner and user or who is a representative and employee of an owner and user of a low pressure boiler in Oregon (**ROTERT**);
- one person who is the owner and user or who is a representative and employee of an owner and user of a pressure vessel in Oregon and who has had practical experience with pressure vessels;
- one person who is an owner or employee of a business engaged in the installation and repair of boilers (**ALEXANDER**);
- one person who is a steamfitter (**BAIER**);
- one person who is a practical steam operating engineer (**LAMB**); and
- one person who is a member of the public not otherwise eligible for appointment to the board (**GARVEY**).

Members serve four-year terms and may not serve more than two full terms in office. The chief boiler inspector serves without a vote as secretary of the board. The Governor may remove any member of the board for cause.

Duties and Authority

The board formulates and promulgates rules for the safe construction, installation, inspection, operation, maintenance, and repair of boilers and pressure vessels in this state.⁵

The board must:⁶

- adopt rules to provide for the inspection of the installation, operation, and condition of boilers and pressure vessels that are used or proposed for use in this state;
- adopt rules concerning the times, dates, frequency, and manner of giving notice to interested persons of intention to consider one or more of the things which the board may consider;
- adopt rules establishing a continuing education requirement for licensees;
- set fees for welding and inspectors' examinations and for the renewal of inspectors' certifications;
- hear appeals regarding notice of a restraining order or injunction, or the suspension or revocation of an installation or operating permit; and
- cause to be prepared standardized license examinations;

The board may:⁷

- adopt and enforce rules and minimum safety standards for the construction, installation, repair, use, and, operation of boilers and pressure vessels;
- adopt standards for persons performing welding on boilers and pressure vessels;
- adopt rules creating quality control procedures for welding on nonboiler external piping and may adopt its own Oregon welded stamp symbol; and
- impose civil penalties for specified violations.

⁵ [ORS 480.535 to 480.540 \(2019\)](#).

⁶ [ORS 480.510 to 480.670 \(2019\)](#).

⁷ [ORS 480.510 to 480.670 \(2019\)](#).

Executive Appointments Board Roster

Boiler Rules, Board of

Agency: None
Authorization: ORS 480.535
Members: Min: 11 Max: 11
Term Length: 4 years Limit: 2
Senate confirmation required? Yes

Policy Area: Labor/Trades

Board Contact:

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Current Appointments:

Member Name and Address (Alphabetical)

Blake R Alexander, Chair Boiler Installation & Repair; (2)(h)	Position Number: 2
Term(s): 10-01-2014 - 09-30-2018 10-01-2010 - 09-30-2014	

Chris Baier Steamfitter	Position Number: 9
Term(s): 12-17-2018 - 12-16-2022	

Thomas J Engstrom Boilermaker	Position Number: 5
Term(s): 05-01-2017 - 04-30-2021 05-01-2013 - 04-30-2017	

Ryan Garvey Public Member	Position Number: 11
Term(s): 10-01-2020 - 05-24-2022	

Roger T Hendrix, Jr Manufacturer of Boilers/Pressure Vessels; (2)(b)	Position Number: 8
Term(s): 12-12-2018 - 12-11-2022 12-12-2014 - 12-11-2018	

Kenneth M Hill Owner & User Pressure Vessel; (2)(g)	Position Number: 7
Term(s): 10-01-2014 - 09-30-2018 10-01-2010 - 09-30-2014	

Patrick B Lamb Practical Steam Operating Engineer; (2)(j)	Position Number: 10
Term(s): 01-23-2018 - 01-22-2022 01-23-2014 - 01-22-2018 05-01-2013 - 01-22-2014	

Executive Appointments Board Roster

Boiler Rules, Board of

Member Name and Address (Alphabetical)

Policy Area: Labor/Trades

Gregory A Moyer
Insurance; (2)(c)
Term(s): 02-17-2016 - 02-16-2020
10-01-2010 - 09-30-2014

Position Number: 3

Jeffery C Rotert
Owner & User Pressure Vessel; (2)(g)
Term(s): 10-01-2020 - 09-30-2024

Position Number: 7

Vacant Appointments:

Pos	Member	Appointed By	Term Begin	Term End
1	Anthony J Hardenbrook Owner and User, High Pressure Boiler; (2)(a)	Governor	12/17/2018	12/16/2022
1	Jon S Hooker Owner & User High Pressure Boiler; (2)(a)	Governor	07/01/2011	06/30/2015
1	Jon S Hooker Owner & User High Pressure Boiler	Governor	07/01/2007	06/30/2011
1	Dale E McLouth Owner & User High Pressure Boiler	Governor	07/01/2001	06/30/2005
1	Dale E McLouth Owner / User High Pressure Boiler	Governor	07/01/1997	06/30/2001
1	George C Connelly CHAIR; Owner/User High Pressure Boiler	Governor	07/01/1993	06/30/1997
1	George C Connelly	Governor	11/17/1989	06/30/1993
Pos	Member	Appointed By	Term Begin	Term End
4	Eric E Anderson Mechanical Engineer; (2)(d)	Governor	06/01/2014	05/31/2018
4	Eric E Anderson Mechanical Engineer; (2)(d)	Governor	06/01/2010	05/31/2014
4	Robert W Cowling Mechanical Engineer	Governor	03/01/2005	02/28/2009
4	Robert W Cowling Mechanical Engineer	Governor	03/01/2001	02/28/2005
4	John F Copenhagen Mechanical Engineer	Governor	09/16/1996	09/15/2000
4	John F Copenhagen Mechanical Engineer	Governor	09/16/1992	09/15/1996
Pos	Member	Appointed By	Term Begin	Term End
6	Vincent R Leedy Owner & User Low Pressure Boiler	Governor	01/23/2010	01/22/2014
6	Vincent R Leedy Owner & User Low Pressure Boiler	Governor	01/23/2006	01/22/2010
6	Russell L Williams Owner & User Low Pressure Boiler	Governor	07/01/1999	06/30/2003
6	Thomas Lindberg Owner/User Low Pressure Boiler	Governor	07/01/1995	06/30/1999
6	Thomas Lindberg	Governor	10/24/1991	06/30/1995