

HOUSE No. 1642

Bill accompanying the petition of Austin Fales and another relative to the supervision of the business of steam and power plant fitting. Mercantile Affairs. January 23.

The Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Fourteen.

AN ACT

Relative to the Supervision of the Business of Steam and Power Plant Fitting.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Within thirty days after the passage of
2 this act, the state board of health shall appoint three
3 examiners of steam and power plant fitters. The first
4 shall be a practical steamfitter of at least five years' con-
5 tinuous practical experience. The second shall be a
6 heating engineer, and the third shall have such qualifica-
7 tions as may be required by the district police. The
8 three persons so appointed shall be known as the state
9 examiners of steam and power plant fitters, and their
10 terms of office shall be as follows: the first examiner
11 shall be appointed for a term of three years; the second
12 examiner for a term of two years; the third examiner for

13 a term of one year; and all subsequent appointments,
14 except the filling of vacancies, shall be for terms of three
15 years each. Appointments to fill vacancies shall be for
16 the unexpired terms. The first examiner shall act as
17 clerk. The compensation of the first examiner shall be
18 two thousand dollars per annum or such other sum as
19 may be fixed by the district police, subject to the appro-
20 val of the governor and council. The compensation of
21 each of the other examiners shall not exceed ten dollars
22 a day for every day of actual service. The compensation
23 of the said examiners, together with the travelling and
24 other necessary expenses of the clerk shall, when ap-
25 proved by the chief of the district police and by the
26 governor and council, be paid from the treasury of the
27 commonwealth.

1 SECTION 2. Said examiners may make such rules as
2 they deem necessary for the proper performance of their
3 duties, which rules shall take effect when approved by the
4 district police. They shall examine in a manner similar
5 to that prescribed by section four of chapter one hundred
6 and three of the Revised Laws, all persons desiring to
7 engage in the business of master steam and power plant
8 fitters, or to work at the business of steam and power
9 plant fitting as journeymen. They shall hold frequent
10 examinations in the city of Boston. They shall also,
11 twice in each year, hold examinations at five other con-
12 venient points within the commonwealth. Public notice
13 shall be given of all examinations. Application for
14 examination shall be made in the hand writing of the ap-
15 plicant, and he shall be notified by the said examiners as
16 to the time and place of examination. The said exam-
17 iners may, without the payment of any fee therefor, issue
18 a probationary license, good for a term of six months, to

19 one who, having worked either as an apprentice, or
20 under a verbal agreement for instruction, for not less
21 than three years, presents an application therefor, bear-
22 ing a written indorsement signed by his employer in
23 which the employer agrees to be responsible for all work
24 done under the license and to have the apprentice present
25 himself for examination as a journeyman steam and power
26 plant fitter at the expiration of the term for which the
27 license was issued.

1 SECTION 3. It shall be the duty of the district police,
2 or of the inspector of buildings of every city and town
3 in which the inspector of buildings has control of the
4 enforcement of the regulations relative to plumbing, to
5 furnish the said examiners within three months of the
6 passage of this act with a correct list of the names and
7 addresses of all registered or licensed steam and power
8 plant fitters withing such city or town. The fees for
9 registration, and for the license of a master steam and
10 power plant fitter, shall be two dollars each. The fees
11 for examination and for renewals shall be fifty cents each.
12 The fees for the registration and for the license of a
13 journeyman steam and power plant fitter shall be fifty
14 cents each. Fees received by the said examiners shall
15 be paid monthly by their clerk into the treasury of the
16 commonwealth. The report of the said examiners shall
17 be a part of the annual report of the district police.

1 SECTION 4. Certificates and licenses issued by the
2 said examiners shall be valid and have effect throughout
3 the commonwealth. The said examiners shall from time
4 to time forward to the inspector of buildings of each
5 city and town in which the inspector of buildings has
6 control of the enforcement of the regulations relative to

7 plumbing, a list of the names and addresses of all persons
8 within such city or town who have been granted steam
9 and power plant fitters' licenses or certificates. Licenses
10 shall be issued for the term of one year, and shall be
11 renewable on or before the first day of May in each year
12 upon the payment of the required fee. Each holder of
13 a master's certificate or of a license shall register his name
14 and business address with the district police stating the
15 city or town where the holder thereof desires to engage
16 in the business of a master steam and power plant fitter;
17 except that in a city or town where the inspector of
18 buildings has control of the enforcement of the regula-
19 tions relative to plumbing, such holder shall register his
20 name and address with the inspector of buildings. The
21 said examiners may, after notice and a hearing, revoke
22 the license of any person who, after having been convicted
23 of a like offense, has violated any regulation relative to
24 steam and power plant fitting. If the holder of a certifi-
25 cate of registration or a license has, in the opinion of the
26 district police or of the inspector of buildings of a city or
27 town in which such inspector has control of the enforce-
28 ment of the regulations relative to plumbing, violated
29 any statute, ordinance, by-law, rule or regulation relative
30 to steam and power plant fitting, the district police or
31 the inspector of buildings, if said inspector has control
32 of the enforcement of regulations relative to plumbing,
33 of the city or town where such violation is deemed to
34 have been committed, may request the said examiners
35 to forbid such holder to engage in the business of steam
36 and power plant fitting as a master steam and power
37 plant fitter, or to work at the business of steam and
38 power plant fitting as a journeyman withing such city or
39 town, for a term not exceeding thirty days. After notice
40 and after hearing both parties, the said examiners shall

41 serve notice of their decision on each of the parties in-
42 terested. No person shall do any work in steam and
43 power plant fitting unless he has been registered or
44 licensed as a journeyman in accordance with the provi-
45 sions of this act, and his certificate or license shall be
46 exhibited whenever required by the inspector of buildings
47 or district police. Every master's certificate or license
48 shall at all times be displayed conspicuously within his
49 place of business.

1 SECTION 5. Upon petition of the board of selectmen
2 of any town, the said examiners shall formulate rules
3 relative to the construction, alteration, repair and inspec-
4 tion of all steam and power plant fitting work within
5 such towns, which rules, when approved by the district
6 police, shall thereafter have the force and effect of law.
7 Rules formulated as provided in this section may from
8 time to time be revised upon a similar petition of the
9 board of selectmen of such town. The board of select-
10 ment of such towns shall, within thirty days after rules
11 formulated as provided herein have taken effect, appoint
12 an inspector or inspectors of steam fitting having such
13 qualifications and duties as shall be fixed by the district
14 police. Such inspector shall hold office for the term of
15 three years, unless sooner removed for cause, and after
16 a hearing. He shall receive such compensation as may
17 be determined by the board appointing him, which com-
18 pensation shall be paid from the treasury of the town.
19 Appeal from a decision of any inspector appointed under
20 authority of this section may be made to the said exam-
21 iners within ten days from the date of notice of such
22 decision. The appellant shall deposit with the said
23 examiners the sum of five dollars, and if the appeal is
24 sustained, the deposit shall be refunded to him. If the

25 appeal is not sustained, the deposit shall be forfeited and
26 shall be paid by the clerk of the said examiners into the
27 treasury of the commonwealth. The decision of said
28 examiners shall be subject to the approval of the chair-
29 man of the district police, and a copy of the decision
30 shall be served on each of the persons interested. All
31 decisions of said examiners shall be subject to review by
32 the superior court.

1 SECTION 6. Two or more towns may unite and form
2 an inspection district, the expense attending the same to
3 be paid on such basis as may be agreed upon by the
4 boards of selectmen of the towns forming such district.

1 SECTION 7. Inspectors of steam fitting appointed
2 hereunder shall be deemed to have been appointed under
3 the rules of the civil service commission relative to clas-
4 sification, and such inspectors may perform such other
5 inspection service as may be required by the district
6 police or by the inspector of buildings having control of
7 the enforcement of regulations relative to plumbing. All
8 inspectors hereafter appointed to like positions shall be
9 certified from the classified lists of the civil service com-
10 mission.

1 SECTION 8. The words "master or employing steam
2 and power plant fitter", as used in this act, shall be
3 deemed to mean one having a regular place of business
4 and who himself, or by journeymen in his employ, per-
5 forms steam and power plant fitting work.

1 SECTION 9. Every person engaging in the business
2 of steam and power plant fitting as a master, or working
3 at said business as a journeyman, not having been regis-

4 tered or licensed as herein provided ; and every person
5 engaging in or working at the business of steam and
6 power plant fitting in a city or town where he has been
7 forbidden so to do under the provisions of section four
8 of this act ; and every person violating any provision of
9 this act or any rule or regulation made hereunder, shall
10 be punished by a fine not exceeding fifty dollars for each
11 offence.

1 SECTION 10. All acts and parts of acts inconsistent
2 herewith are hereby repealed.

1 SECTION 11. This act shall take effect three months
2 after its passage.

