

Minutes of PHMSA's Annual DAA Webinar

May 16, 2018

List of attendees:

- **Paul D. Thorne/ Lee San-Rak** – *KRS Co. Korea*
- **Gopaul Nair** – *Lloyds Register*
- **Bruce K. Redfield** – *Hartford Steam Boiler Inspection & Insurance Co. (HSB)*
- **Mike Anderson** – *Hartford Steam Boiler Inspection & Insurance Co. (HSB)*
- **Sandy Babka** - *Hartford Steam Boiler Inspection & Insurance Co. (HSB)*
- **Jim Silver / Anthony Bova** – *Silver /Cims LLC*
- **Michael Kloesel** – *American Bureau of Shipping (ABS)*
- **Marv Miller** – *Polar Service Centers*
- **Paul Thorne**- *Korean Register*
- **Simone Goncalves** - *American Bureau of Shipping (ABS)*
- **Edgar Whittle** – *Bureau Veritas*
- **Sean Marshall** – *EEC Testing Service*
- **Ann Fukunaga** – *Ocean Surveys Management, LLC (OSM)*
- **Aris Antonio** – *Gold tank Inspection Service, Inc.*
- **Neil Benninghoven** – *Senior Transportation Specialist*
- **Diane Jones** – *Transportation Specialist*
- **Irwin Pascal** – *Transportation Specialist*
- **Duane Cassidy** – *Pressure Vessels Chief (remotely logged on during presentation).*

Summary of discussion points:

PHMSA's 2018 DAA webinar focused on addressing some concerns presented by the Designated Approval Agencies to the Pressure Vessels Branch (PHH33). Among the topics addressed was the clarification of the language in section 7(a), dealing with how approval certificates are marked; removal of the verbiage pertaining to appendix B and greater involvement from the DAAs in deciding future agendas for meetings.

Item I. Revision of "Special Provision" verbiage on approval letter:

To clarify the intent of the "**marking section**" on the approval letter, (**section 7a.**), the previous wording was changed to better reflect what is expected be written by the Designated Approval Agencies on the certificates they issue. Approval holders were informed that this verbiage will be changed when they submit their prior approval letters for a modification.

- 7.a - "*Approval Certificate*" was inserted in lieu of "*testing certificate*".
- 49 CFR Reference sections consulted in verifying that the change met the marking requirements.

Section 178.255-14 (Marking)

Section 178.255-15 (testing certificate)

Section 107.404(a)(2) (Approval Certificate)
Section 107.403(a)(3) (Associate Administrator determines acceptable format)
Section 178.274(i) (Approval Certificate)
Updated verbiage for 7.a
Section 180.605(k) (inspection/test markings)

Updated verbiage for section 7.a

- Each “**approval certificate**” issued by the holder of this approval must contain the name and identification code of the approval agency (as provided in paragraph 5.a), along with any information required by 49 CFR §§ 178.255-14 and 178.255-15.

Item II. Period of validity & conditions of approval letter / semiannual reporting.

- Section 5.g on the approval letter that deals with conflict of interest, was reviewed. Participants were reminded that if they perform repairs on tanks, a different DAA must certify the work. Self-certification of repairs are instituted to help prevent the appearance of impropriety and rule out conflict of interests.
- Participants were reminded that the reporting period is broken up into
- **January 1 to June 31**
July 1 to December 31

And that the reports should be submitted by the end of each cycle to

approvals@dot.gov

Item III. Following this the floor was open to comments, questions and any concerns from the Designated Approval Agencies:

Questions:

1. A previous question discussed a couple of years ago at the DAA meeting was also mentioned, where one of the participants wanted to know if what was discussed in that meeting had changed.
The question was about Impact Test on Portable Tanks
 - a. Nothing new had changed since that question was addressed and participants were encouraged to petition through The Standards and Rulemaking Division regarding changes to any regulations that they feel passionately about or they feel can revolutionize or benefit the industry.
2. **Were Composite Tubes incorporated into the HM-234 Rule Making**
 - a. Not incorporated into the Rule Making at this time. This was confirmed with Standards and Rulemaking division.
3. **Is the 2 ½ year inspection on portable tanks required to have a DAA present to witness the inspection?**
 - a. Answer, No. a DAA does not need to be present.

PHH-33 Chief also encouraged the participants to submit proposals for any future agenda items they would like to see addressed and informed them that this program is as much theirs as it is PHMSA’s. In addition he urged them to share information among themselves and challenge the status quo in order to ensure that standards across the board are efficient and safe.

The meeting concluded with an assurance that the presentation and the minutes would be posted within a week of May 16, 2018. Participants were reminded that they could email any one of the

PHH-33 Transportation specialist with any related issue to their approval or if they needed guidance with any other aspect of the approval process.