

or a certificate of competency from a city or state which has adopted the ASME Boiler and Pressure Vessel Code and which holds a written examination similar to that required by the department.

(10) **SUSPENSION AND REVOCATION PROCEEDINGS.** (a) *Investigation and notification.* The department will investigate alleged violations at its own initiative or upon the filing of a complaint. If it is determined that no further action is warranted, the department will notify the persons affected. If the department determines that there is probable cause for suspension, it shall order a hearing and notify, by mail, the persons affected.

(b) *Response.* Upon receipt of hearing notice, the charged party may respond to the charges in writing. Failure to respond within 30 days or failure to appear at the hearing may result in the charges being taken as true.

(c) *Hearings.* All hearings will be conducted by persons selected by the department.

(d) *Findings.* Any findings shall be in writing and shall be binding unless appealed to the secretary of the department.

(e) *Appeals.* All appeal arguments shall be submitted in writing.

**History:** Cr. Register, April, 1961, No. 64, eff. 5-1-61; r. and recr. Register, February, 1971, No. 182, eff. 3-1-71; am. (1), (3) (c), (4) (a), (6) (a) 1. and 3., Register, May, 1974, No. 221, eff. 6-1-74; am. (2) (b) and (6) (a), r. (6) (a) 3., Register, May, 1978, No. 269, eff. 6-1-78; r. and recr., Register, June, 1980, No. 294, eff. 7-1-80.

**Ind 41.10 Adoption of standards.** (1) The standards, amendments and errata issued by the American society of mechanical engineers as listed in table 41.10-A are hereby incorporated by reference into this code.

(2) Pursuant to s. 227.025, Stats, consent has been granted to incorporate by reference the rules contained in the standards, amendments and errata listed in table 41.10-A.

(a) Copies are on file in the offices of the department, the secretary of state and the revisor of statutes.

(b) Copies may be procured for personal use from the American Society of Mechanical Engineers, United Engineering Center, 345 East 47th St., New York, New York 10017.

(c) Copies may be on file at public and university libraries.