

SENATE BILL 82

E4

(3lr0035)

ENROLLED BILL

— *Finance/Economic Matters* —

Introduced by **Chair, Finance Committee (By Request – Departmental – Labor, Licensing and Regulation)**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Elevator Safety ~~Review Board~~ – Third-Party Inspectors – Certification**

3 FOR the purpose of altering the definition of “third-party qualified elevator inspector”,
4 as it relates to the regulation of elevator safety, to require certification by a
5 certain nationally recognized safety organization that meets certain standards;
6 and generally relating to elevator safety and third-party qualified elevator
7 inspectors.

8 BY repealing and reenacting, with amendments,
9 Article – Public Safety
10 Section 12–801
11 Annotated Code of Maryland
12 (2011 Replacement Volume and 2012 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber/conference committee amendments.



1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
2 MARYLAND, That the Laws of Maryland read as follows:

3 **Article – Public Safety**

4 12–801.

5 (a) In this subtitle the following words have the meanings indicated.

6 (b) “Accessibility lift mechanic” means a person who is engaged in erecting,
7 constructing, wiring, altering, replacing, maintaining, repairing, dismantling, or
8 servicing commercial stairway chairlifts, vertical platform lifts, or incline platform
9 lifts.

10 (c) “Accessibility lift mechanic specialist” means a person who is licensed as
11 an accessibility lift mechanic and has been certified by the Board to erect, construct,
12 wire, alter, replace, maintain, repair, dismantle, or service private residential
13 elevators.

14 (d) “Board” means the Elevator Safety Review Board.

15 (e) “Certificate” means a certificate of registration and inspection issued by
16 the Commissioner to operate an elevator unit.

17 (f) “Commissioner” means the Commissioner of Labor and Industry or an
18 authorized representative of the Commissioner of Labor and Industry.

19 (g) “Dumbwaiter” means a hoisting and lowering machine equipped with a
20 car of limited capacity and size that moves in guides in a substantially vertical
21 direction and is used exclusively for carrying material.

22 (h) “Elevator” means a hoisting and lowering machine equipped with a car or
23 platform that moves in guides in a substantially vertical direction and serves two or
24 more floors of a building or structure.

25 (i) “Elevator contractor” means a person who is engaged in the business of
26 erecting, constructing, wiring, altering, replacing, maintaining, repairing,
27 dismantling, or servicing elevator or accessibility lift units.

28 (j) “Elevator mechanic” means a person who is engaged in erecting,
29 constructing, wiring, altering, replacing, maintaining, repairing, dismantling, or
30 servicing elevator or accessibility lift units.

31 (k) “Elevator refinisher” means a person who is engaged in the refinishing of
32 existing metal and wood elements in elevator cabs, including the stripping of old
33 lacquer on wood and bronze items, staining wood to match existing finishes, cleaning,

1 polishing, oxidizing, painting, lacquering, and the removing of scratches to maintain
2 existing finishes.

3 (l) “Elevator renovator contractor” means a person who is engaged in the
4 business of performing work:

5 (1) on the interior of an elevator involving the removal or installation
6 of the nonstructural surface of the elevator’s wall, ceiling, floor, rail, or handle; and

7 (2) that does not affect the elevator’s moving operation.

8 (m) “Elevator renovator mechanic” means a person who performs work:

9 (1) on the interior of an elevator involving the removal or installation
10 of the nonstructural surface of the elevator’s wall, ceiling, floor, rail, or handle; and

11 (2) that does not affect the elevator’s moving operation.

12 (n) “Elevator unit” includes an elevator, escalator, dumbwaiter, and moving
13 walk.

14 (o) “Escalator” means a power driven, inclined, continuous stairway used for
15 raising and lowering passengers.

16 (p) “License” includes:

17 (1) an accessibility lift mechanic license;

18 (2) an elevator contractor license;

19 (3) an elevator mechanic license;

20 (4) an elevator renovator contractor license; and

21 (5) an elevator renovator mechanic license.

22 (q) “Moving walk” means a type of passenger-carrying device on which
23 passengers stand or walk and in which the passenger-carrying surface remains
24 parallel to its direction of motion and is uninterrupted.

25 (r) “Safety Code” means the American National Standard/American Society
26 of Mechanical Engineers Safety Code for Elevators, Dumbwaiters, Escalators, and
27 Moving Walks, known as ANSI A17.1–1971, and all subsequent amendments and
28 revisions to it, as adopted by the Commissioner.

29 (s) “Secretary” means the Secretary of Labor, Licensing, and Regulation.

1 (t) "Third-party qualified elevator inspector" means an inspector who:

2 (1) meets the qualifications, insurance requirements, and procedures
3 established by the Commissioner; and

4 (2) is certified by [an organization accredited by the American Society
5 of Mechanical Engineers in accordance with the American National
6 Standard/American Society of Mechanical Engineers Safety Code for Elevators,
7 Dumbwaiters, Escalators, and Moving Walks, known as ANSI A17.1-1971, and all
8 subsequent amendments,] **A NATIONALLY RECOGNIZED SAFETY ORGANIZATION
9 ACCREDITED BY THE NATIONAL COMMISSION FOR CERTIFYING AGENCIES OR
10 THE AMERICAN NATIONAL STANDARDS INSTITUTE** THAT ENSURES THAT:

11 (I) THE CERTIFICATION REQUIRES TESTING AND GRADING
12 CONSISTENT WITH INDUSTRY RECOGNIZED CRITERIA and any related consensus
13 standards; AND

14 (II) ANY RENEWAL OF CERTIFICATION REQUIRES
15 CONTINUING EDUCATION.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
17 October 1, 2013.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.