

SENATE BILL 198

E4

3lr1513
CF HB 505

By: **Senator Augustine**

Introduced and read first time: January 20, 2023

Assigned to: Education, Energy, and the Environment

Reassigned: Finance, January 24, 2023

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 21, 2023

CHAPTER _____

1 AN ACT concerning

2 **Elevator Safety – Privately Owned Single-Family Residential Elevators –**
3 **Inspection and Registration Requirements**

4 FOR the purpose of establishing that an elevator installed in a privately owned
5 single-family residential dwelling on or after a certain date is subject to certain
6 inspection and registration requirements; and generally relating to elevator safety.

7 BY repealing and reenacting, with amendments,

8 Article – Public Safety

9 Section 12–804 and 12–808

10 Annotated Code of Maryland

11 (2022 Replacement Volume)

12 BY repealing and reenacting, without amendments,

13 Article – Public Safety

14 Section 12–810

15 Annotated Code of Maryland

16 (2022 Replacement Volume)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

18 That the Laws of Maryland read as follows:

19 **Article – Public Safety**

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.



1 12-804.

2 (a) (1) Part II of this subtitle does not apply to an elevator unit that is:

3 (i) except as provided in [paragraph] PARAGRAPHS (2) AND (3) of
4 this subsection, installed in a privately owned single-family residential dwelling; or

5 (ii) installed in a building or structure under federal control or
6 regulation.

7 (2) Part II of this subtitle applies to a cliffside elevator located on the
8 property of a privately owned single-family residential dwelling.

9 (3) **SECTIONS 12-808 AND 12-810 OF THIS SUBTITLE APPLY TO AN**
10 **ELEVATOR UNIT INSTALLED ON OR AFTER OCTOBER 1, 2023, IN A PRIVATELY**
11 **OWNED SINGLE-FAMILY RESIDENTIAL DWELLING.**

12 (b) Sections 5-205(j), 5-207, 5-214, 5-215, and 5-216 and Title 5, Subtitle 8 of
13 the Labor and Employment Article apply to Part II of this subtitle.

14 12-808.

15 (a) Except as otherwise provided in this section, each elevator unit owned or to be
16 operated shall be registered with the Commissioner at least 60 days before its planned
17 completion and before it is placed in service.

18 (b) (1) The owner or lessee of each elevator unit shall register it on the form
19 provided by the Commissioner.

20 (2) For each elevator unit registered, the owner or lessee shall provide:

21 (i) its type;

22 (ii) its rating load and speed;

23 (iii) the name of its manufacturer;

24 (iv) its location;

25 (v) the purpose for which it is used; and

26 (vi) any other information the Commissioner requires.

27 (3) **THE COMMISSIONER:**

1 **(I) MAY NOT DISCLOSE TO THE PUBLIC ANY INFORMATION**
2 **REGARDING A REGISTERED ELEVATOR UNIT INSTALLED IN A PRIVATELY OWNED**
3 **SINGLE-FAMILY RESIDENTIAL DWELLING; AND**

4 **(II) SHALL DELETE THE REGISTRATION OF AN ELEVATOR UNIT**
5 **THAT IS INSTALLED IN A PRIVATELY OWNED SINGLE-FAMILY RESIDENTIAL**
6 **DWELLING ON COMPLETION OF THE FINAL ACCEPTANCE INSPECTION UNDER §**
7 **12-810 OF THIS SUBTITLE.**

8 (c) Under emergency circumstances, an owner or lessee may register an elevator
9 unit with the Commissioner with less than 60 days' notice in accordance with regulations
10 adopted under Part II of this subtitle.

11 (d) **(1) THIS SUBSECTION DOES NOT APPLY TO AN ELEVATOR UNIT THAT**
12 **IS INSTALLED IN A PRIVATELY OWNED SINGLE-FAMILY RESIDENTIAL DWELLING.**

13 **(2)** After an elevator unit is placed in service and a certificate issued
14 pursuant to § 12-811(a) of this subtitle, the owner or lessee shall reregister the elevator
15 unit with the Commissioner 30 days prior to the expiration of the certificate.

16 12-810.

17 The Commissioner shall conduct a final acceptance inspection on completion of the
18 installation, modification, or alteration of an elevator unit before it is placed in service.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
20 1, 2023.

Approved:

_____ Governor.

_____ President of the Senate.

_____ Speaker of the House of Delegates.