
HOUSE COMMITTEE AMENDMENTS

2018 Regular Session

Amendments proposed by House Committee on Commerce to Original House Bill No. 653
by Representative Simon

1 AMENDMENT NO. 1

2 On page 1, line 3, after "(37)," delete the remainder of the line and insert in lieu thereof
3 "1664.5(introductory paragraph) and (10), 1664.9(A), (C)(introductory paragraph), and (D)
4 through (J),"

5 AMENDMENT NO. 2

6 On page 1, line 4, delete "and (J),"

7 AMENDMENT NO. 3

8 On page 1, line 6, after "(67)," delete the remainder of the line and insert in lieu thereof
9 "1664.9(C)(11), (K), and (L), 1664.10(9), and 1664.17, relative"

10 AMENDMENT NO. 4

11 On page 1, delete line 11 in its entirety and on line 12, delete "renumber certain definitions;"
12 and insert in lieu thereof "to require certifications; to provide exemptions relative to local
13 governing authorities;"

14 AMENDMENT NO. 5

15 On page 1, line 16, after "(37)," delete the remainder of the line and insert in lieu thereof
16 "1664.5(introductory paragraph) and (10), 1664.9(A), (C)(introductory paragraph), and (D)
17 through (J),"

18 AMENDMENT NO. 6

19 On page 1, delete line 19 in its entirety and insert in lieu thereof "1664.9(C)(11), (K), and
20 (L), 1664.10(9), and 1664.17 are hereby enacted to read as"

21 AMENDMENT NO. 7

22 On page 2, line 16, after "devices" insert "or a qualified representative" and change "on-site"
23 to "onsite"

24 AMENDMENT NO. 8

25 On page 4, between lines 15 and 16, insert the following:

26 "§1664.5. Exemptions to licensure

27 The requirements for licensure shall not apply to any of the following persons
28 or entities:

29 * * *

30 (10) Any manufacturer, and his employee or representative, who acts as a
31 consultant to a licensed firm in the certifying, inspecting, installation, integrating,
32 programming, selling, and servicing of life safety and property protection systems
33 regulated by this Subpart while under the direct supervision of the licensed firm.

1 * * *

2 AMENDMENT NO. 9

3 On page 4, line 16, after "Fees;" insert "license endorsements for firms and persons;
4 certifications;"

5 AMENDMENT NO. 10

6 On page 5, delete lines 1 through 6 in their entirety and insert in lieu thereof a set of
7 asterisks:

8 * * *

9 AMENDMENT NO. 11

10 On page 5, delete lines 12 through 29 in their entirety

11 AMENDMENT NO. 12

12 On page 6, delete lines 1 through 12 in their entirety and insert in lieu thereof the following:

13 "D.(1) The technical endorsements provided for in Paragraph (C)(11) of this
14 Section shall be issued to a person who has received at least one of the following
15 certifications:

16 (a) Certified Elevator Technician (CET) certification provided by the
17 National Association of Elevator Contractors.

18 (b) Certification provided by the National Elevator Industry Educational
19 Program.

20 (c) Qualified Elevator Inspectors (QEI) certification provided by the
21 National Association of Elevator Safety Authorities.

22 (2) A person who currently holds a technical endorsement provided for in
23 Paragraph (C)(11) of this Section, but has not acquired the certification described in
24 Paragraph (1) of this Subsection, is not prohibited from actively working pursuant
25 to the issuance of the license endorsement, but such person is required to obtain at
26 least one of the certifications within three years from the date the person receives
27 notice from the office of state fire marshal that such person is required to comply
28 with the provisions of this Subsection.

29 ~~D.~~ E. All licenses are valid for one year, unless a multi-year license is
30 created, and shall be renewed within thirty days of its expiration date to remain valid.
31 The state fire marshal may create a prorated fee system to allow employee license
32 renewal dates to coincide with the firm license renewal date.

33 ~~E.~~ F. A license not renewed within thirty days of its expiration date shall be
34 considered past due and subject to late fees. The late fee penalty shall be twenty-five
35 dollars for a license not renewed before thirty-one to forty-five days past the
36 expiration date and fifty dollars for a license not renewed before forty-six to sixty
37 days past the expiration date.

38 ~~F.~~ G. A license shall be suspended if not renewed within sixty days of its
39 expiration date or if the license holder has not maintained the license. The cost to
40 reinstate a suspended license shall be the cost of the initial fees plus twenty dollars.

1 G. H. The cost for a duplicate or replacement firm or individual license is
2 twenty dollars, regardless of how many endorsements are carried.

3 H. I. The cost to transfer an individual license from one firm to another is
4 twenty dollars.

5 I. J. The fees established in this Section shall not be refundable except under
6 such conditions as the state fire marshal may establish.

7 ~~J.(1)~~ K.(1) The owner or his designee of an installed conveyance device,
8 except those exempt pursuant to R.S. 40:1664.5(B), shall register the conveyance
9 device with the office of state fire marshal.

10 (2) A firm that installs a conveyance device shall register the conveyance
11 device with the office of state fire marshal within thirty days of its installation.

12 L.(1) Subject to the exceptions contained in Article VII, Section 9 of the
13 Constitution of Louisiana, all monies received by the state fire marshal pursuant to
14 this Subpart, including but not limited to fees and fines, shall be deposited
15 immediately upon receipt in the state treasury and shall be credited to the Bond
16 Security and Redemption Fund. Out of the funds remaining in the Bond Security
17 and Redemption Fund after a sufficient amount is allocated from that fund to pay all
18 obligations secured by the full faith and credit of the state which become due and
19 payable within any fiscal year, the treasurer, prior to placing such remaining funds
20 in the state general fund, shall pay an amount equal to the total amount of funds paid
21 into the state treasury by the state fire marshal pursuant to this Subpart into a special
22 fund which is hereby created in the state treasury and designated as the Louisiana
23 Life Safety and Property Protection Trust Fund.

24 (2) The monies in the Louisiana Life Safety and Property Protection Trust
25 Fund shall be used solely for implementation, administration, and enforcement of
26 this Subpart, and thereafter, for fire education or emergency response by the state fire
27 marshal and only in the amounts appropriated each year to the state fire marshal or
28 the board by the legislature. Any surplus monies and interest remaining to the credit
29 of the fund on June thirtieth of each year after all such appropriations of the
30 preceding fiscal year have been made shall remain to the credit of the fund, and no
31 part thereof shall revert to the state general fund."

32 AMENDMENT NO. 13

33 On page 7, delete lines 13 and 14 in their entirety and insert the following:

34 "* * *
35

36 §1664.17. Local governing authorities; exemption

37 A municipality or parish that has adopted and is enforcing a nationally
38 recognized standard or code for conveyance devices may continue to enforce such
39 standard or code, and in such instances, no additional inspections shall be required
40 under the provisions of this Subpart; however, such standard or code shall contain
41 requirements that are substantially equal to the fire marshal's code with respect to
42 conveyance devices.

43
44 Section 2. The state fire marshal is authorized to cause the inspection, certification,
45 and testing described in R.S. 40:1646(A) upon the effective date of this Act until July 1,
46 2024.

1 Section 3. The registration required in R.S. 40:1664.9(K)(1) as enacted by Section
2 1 of this Act shall be applicable to the owner or his designee of a conveyance device
3 installed prior to July 1, 2019.

4 Section 4. The registration required in R.S. 40:1664.9(K)(2) as enacted by Section
5 1 of this Act shall be applicable to a firm that installs a conveyance device on or after July
6 1, 2019."

7 AMENDMENT NO. 14

8 On page 7, line 15, change "Section 3" to "Section 5"