

FOR OFFICE USE ONLY	

HOUSE FLOOR AMENDMENTS

2018 Regular Session

Amendments proposed by Representative Simon to Engrossed House Bill No. 653 by Representative Simon

1 AMENDMENT NO. 1

2 On page 1, line 3, after "1664.5" delete "(introductory paragraph) and (10)"

3 AMENDMENT NO. 2

4 On page 1, line 5, change "R.S. 40:1646(E)," to "R.S. 40:1646(E) and (F),"

5 AMENDMENT NO. 3

6 On page 1, line 15, after "1664.5" delete "(introductory paragraph) and (10)"

7 AMENDMENT NO. 4

8 On page 1, at the beginning of line 18, change "40:1646(E)," to "40:1646(E) and (F),"

9 AMENDMENT NO. 5

10 On page 2, line 1, after "inspections" insert a semicolon ";" and "exceptions"

11 AMENDMENT NO. 6

12 On page 2, line 6, after "B." insert "(1)"

13 AMENDMENT NO. 7

14 On page 2, between lines 10 and 11, insert the following:

15 "(2)(a) The provisions of this Subsection shall not apply to the owner of a
16 building with two stories occupied by a single tenant wherein employees of the
17 tenant are regularly inside of the building. The building described in this Paragraph
18 shall not be construed to include a one- or two-family dwelling as defined in R.S.
19 40:1573.

20 (b) The owner of a building described in this Paragraph shall cause, at a
21 minimum, a safety test of the conveyance device in five-year intervals to assure
22 compliance with applicable safety standards and to determine whether structural
23 changes in the building or in the contents of the building mandate alteration of the
24 conveyance device."

25 AMENDMENT NO. 8

26 On page 2, line 15, after "mechanic" delete the remainder of the line

27 AMENDMENT NO. 9

28 On page 2, line 16, delete "devices or a qualified representative"

1 AMENDMENT NO. 10

2 On page 2, between lines 17 and 18, insert the following:

3 "F. The provisions of this Subsection apply only to inspections of
4 conveyance devices.

5 (1) When the fire marshal finds that the owner has failed to comply with the
6 provisions of this Section, he shall order the owner's compliance.

7 (2) When the fire marshal finds a conveyance device to be inoperable or not
8 in compliance with applicable safety standards, he shall order the owner to have the
9 conveyance device inspected and brought into compliance with applicable safety
10 standards.

11 (3) Whoever fails to comply with an order issued by the fire marshal shall
12 be first issued a warning and ordered to comply with such order."

13 AMENDMENT NO. 11

14 On page 4, delete lines 16 through 23 in their entirety and insert in lieu thereof the following:

15 "§1664.5. Exemptions to licensure and equipment

16 A. The requirements for licensure shall not apply to any of the following
17 persons or entities:

18 (1) An officer or employee of the United States, this state, or any political
19 subdivision of either, while engaged in the performance of his official duties within
20 the course and scope of his employment with the United States, this state, or any
21 political subdivision of either. However, no person or entity excepted from licensure
22 pursuant to this Subpart shall engage in the certification, inspection, installation,
23 integration, sale, or service of special locking, fire detection and alarm, fire sprinkler,
24 fire suppression systems, or portable fire extinguishers and fire hoses.

25 (2) Any sworn police, fire, or other peace officer or certified medical
26 technician may open any lock or locked motor vehicle while engaged in the
27 performance of his official duties within the course and scope of his employment,
28 provided that he receives no additional compensation for such services.

29 (3) Any owner, management firm, or public institution and such person's or
30 entity's employees while such person or entity is certifying, inspecting, installing,
31 integrating, selling, and servicing mechanical locks, intrusion alarm systems, or
32 closed circuit television alarm systems, only on the premises of the owner or public
33 institution during the normal course and scope of his duties.

34 (4) A general contractor licensed by the State Licensing Board for
35 Contractors and his direct employees or a building owner and his direct employees
36 performing the installation or removal of complete mechanical lock sets when doing
37 so in the course of residential or commercial new construction or remodeling.

38 (5) Any automotive service dealer, lock manufacturer, or manufacturer's
39 employee engaged in servicing, installing, repairing, or rebuilding automotive locks.

40 (6) Any employee of a towing service, or an automobile club, while such
41 person is opening automotive locks in the normal course of his duties.

42 (7) Any merchant or retail store that is in the business of selling, servicing,
43 or installing intrusion alarms for motor vehicles. This exception from licensure shall
44 also apply to the employees of the merchant or retail store but only as to work
45 performed by them on behalf of the exempted employer.

46 (8) Any merchant or retail store that is in the business of selling intrusion
47 alarm systems or closed circuit television systems or household fire warning systems
48 at retail to an individual end user for self-installation. This exception from licensure
49 shall also apply to the employees of the merchant or retail store but only as to work
50 performed by them on behalf of the exempted employer.

51 (9) Any merchant or retail store that is in the business of re-coding new locks
52 on the retail premises only or duplicating keys, except for those keys which are
53 proprietary and those marked "do not duplicate" or "master key". This exception

1 from licensure shall also apply to the employees of the merchant or retail store but
 2 only as to work performed by them on behalf of the exempted employer.

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

7 (11) Any gate manufacturer or merchant that is in the business of installing,
 8 servicing, repairing, rebuilding, reprogramming, or maintaining electronic garage
 9 door devices. This exception from licensure shall also apply to the employees of the
 10 manufacturer or merchant but only as to work performed by them on behalf of the
 11 exempted employer.

12 (12) A firm or person licensed to perform electrical work by the State
 13 Licensing Board for Contractors pursuant to R.S. 37:2156.1 and 2156.2 which
 14 installs wire, conduit, or other wire raceways, its associated boxes or fittings, or
 15 installs fire alarm initiating and notification devices or intrusion alarm systems or
 16 closed circuit television systems or special locking systems in either commercial or
 17 residential property. This exception from licensure shall also apply to the employees
 18 of a firm or person exempted by this Subpart, but only as to work performed by them
 19 on behalf of the exempted employer.

20 (13) A mechanical contractor licensed by the State Licensing Board for
 21 Contractors and holding a statewide mechanical work license classification issued
 22 by that board or, where applicable, a plumber licensed by the State Plumbing Board
 23 who only certifies, inspects, installs, and services water supply piping supplying
 24 sprinkler systems, stand pipe, and hose station systems, or fire pumps.

25 (14) A mechanical contractor licensed by the State Licensing Board for
 26 Contractors and holding a statewide mechanical work license classification issued
 27 by that board or, where applicable, a plumber licensed by the State Plumbing Board
 28 who only installs piping within a fixed fire suppression system.

29 B. The provisions of this Subpart shall not apply to a conveyance device
 30 located within a one- or two-family dwelling as defined in R.S. 40:1573."

31 AMENDMENT NO. 12

32 On page 5, line 17, after "received" delete the remainder of the line and insert in lieu thereof
 33 "certification developed and approved in accordance with R.S. 40:1664.11(G) or (H), or one
 34 of the following:"

35 AMENDMENT NO. 13

36 On page 5, delete line 18 in its entirety

37 AMENDMENT NO. 14

38 On page 5, delete lines 25 through 29 in their entirety

39 AMENDMENT NO. 15

40 On page 6, delete lines 1 and 2 in their entirety and insert in lieu thereof the following:

41 "(2) Notwithstanding the provisions of Paragraph (1) of this Subsection, a
 42 person may obtain a technical endorsement as provided for in Paragraph (C)(11) of
 43 this Section and shall not be prohibited from actively working pursuant to the
 44 issuance of the license endorsement; however, such person shall obtain the
 45 certification as required in Paragraph (1) of this Subsection within one year from the
 46 date the technical endorsement was issued."

47 (3) All continuing education requirements developed and approved for
 48 persons who hold technical endorsements provided for in Paragraph (C)(11) of this
 49 Section shall be in accordance with R.S. 40:1664.11(G) or (H)."

1 AMENDMENT NO. 16

2 On page 6, line 22, delete "(B)"

3 AMENDMENT NO. 17

4 On page 8, delete lines 25 through 27 in their entirety

5 AMENDMENT NO. 18

6 On page 9, line 1, change "Section 3" to "Section 2"

7 AMENDMENT NO. 19

8 On page 9, line 4, change "Section 4" to "Section 3"

9 AMENDMENT NO. 20

10 On page 9, between lines 6 and 7, insert the following:

11 "Section 4. The inspection and certification requirements of R.S. 40:1646(B)(1) as
12 amended and reenacted by Section 1 of this Act shall be applicable to the owner of a
13 building containing a conveyance device effective July 1, 2024.

14

15 Section 5. R.S. 40:1646(B)(2)(b) and (F) as enacted by Section 1 of this Act shall
16 become effective on July 1, 2024.

17 Section 6. R.S. 40:1664.9(D)(2) as enacted by Section 1 of this Act shall cease to
18 be effective on January 1, 2022."

19 AMENDMENT NO. 21

20 On page 9, line 7, change "Section 5" to "Section 7"