

2018 Regular Session

HOUSE BILL NO. 653

BY REPRESENTATIVE SIMON

FIRE PROTECT/FIRE MARSHAL: Provides relative to conveyance devices

1 AN ACT

2 To amend and reenact R.S. 40:1646(A) through (C), 1664.3(introductory paragraph), (4),

3 and (37), 1664.5, 1664.9(A), (C)(introductory paragraph), and (D) through (J),

4 1664.11(A)(introductory paragraph), (1)(a), and (D), and 1664.12(introductory

5 paragraph) and (3) and to enact R.S. 40:1646(E) and (F), 1664.3(62) through (67),

6 1664.9(C)(11), (K), and (L), 1664.10(9), and 1664.17, relative to life safety systems

7 and equipment under the authority of the state fire marshal; to provide for the

8 inclusion of conveyance devices and related regulatory provisions; to add and

9 expand with respect to certain definitions; to provide with respect to certain license

10 endorsements and related fees; to amend relative to a certain board; to require

11 certifications; to provide exemptions relative to local governing authorities; to

12 provide for effectiveness; and to provide for related matters.

13 Be it enacted by the Legislature of Louisiana:

14 Section 1. R.S. 40:1646(A) through (C), 1664.3(introductory paragraph), (4), and

15 (37), 1664.5, 1664.9(A), (C)(introductory paragraph), and (D) through (J),

16 1664.11(A)(introductory paragraph), (1)(a), and (D), and 1664.12(introductory paragraph)

17 and (3) are hereby amended and reenacted and R.S. 40:1646(E) and (F), 1664.3(62) through

18 (67), 1664.9(C)(11), (K), and (L), 1664.10(9), and 1664.17 are hereby enacted to read as

19 follows:

1 §1646. State fire marshal; owners; life safety systems and equipment inspections;
2 exceptions

3 A. The fire marshal is authorized to cause the inspection, certification, and
4 testing of all life safety systems and equipment in the state, whether in public or
5 private buildings, during installation or immediately after installation to determine
6 compliance with applicable codes, standards, and manufacturer specifications.

7 B.(1) The owner of any building containing a life safety system and
8 equipment shall cause at a minimum an annual inspection and certification to be
9 made of the life safety system and equipment in that building to assure compliance
10 with applicable safety standards and to determine whether structural changes in the
11 building or in the contents of the building mandate alteration of a system.

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

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

22 C. Life safety systems and equipment includes but is not limited to fire
23 sprinkler, fire alarm, fire suppression, special locking systems and equipment, ~~and~~
24 portable fire extinguishers, and conveyance devices.

25 * * *

26 E. A licensed conveyance device mechanic shall be onsite for the final
27 acceptance inspection by a conveyance device inspector.

28 F. The provisions of this Subsection apply only to inspections of conveyance
29 devices.

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

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

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

9 * * *

10 §1664.3. Definitions

11 As used in this Subpart, the following terms ~~shall~~ have the meanings
 12 specified in this Section:

13 * * *

14 (4) "Certify" means to attest to the proper functionality, inspection,
 15 installation, integration, programming, and service of life safety and property
 16 protection systems and equipment in accordance with all applicable engineered
 17 specifications, ~~manufacturer's~~ manufacturer specifications, and submitted plans and
 18 per the inspection, ~~testing~~, testing and maintenance chapters as set forth in the
 19 applicable ~~NFPA codes and standards~~ NFPA, ASME, ANSI, and ASCE codes,
 20 standards, and manufacturer specifications.

21 * * *

22 (37)(a) "Life safety and property protection contracting" means performing
 23 certification, inspection, installation, integration, programming, sale, or service of
 24 systems and equipment designed to protect life and property. Life safety and
 25 property protection systems and equipment include but ~~is~~ are not limited to
 26 mechanical or electronic locks, special locking systems and equipment, security
 27 systems and equipment, fire sprinkler systems and equipment, fire detection and
 28 alarm systems and equipment, fire suppression systems and equipment, ~~and~~ portable
 29 fire extinguishers, ~~and~~ fire hoses, and conveyance devices. Life safety and property

1 protection contracting includes but is not limited to the sale, lease, rent, planning
2 with the intent to prewire, rewiring, hydrostatic testing, erection, construction,
3 dismantling, maintenance, repair, testing, modification, improvement, or alteration
4 of life safety systems and ~~equipment;~~ equipment, holding oneself or one's firm out
5 for hire to perform any such ~~task;~~ task, or otherwise offering to perform any such
6 task for compensation, either directly or indirectly.

7 (b) Notwithstanding any other provision of this Subpart, ~~no~~ a person licensed
8 ~~under as provided in this Subpart may~~ shall not install primary power sources of one
9 hundred volts or greater when such power source is being installed to operate low
10 voltage systems, unless the person is licensed by the State Licensing Board for
11 Contractors to perform such installations.

12 * * *

13 (62) "ANSI" means the American National Standards Institute.

14 (63) "ASCE" means the American Society of Civil Engineers.

15 (64) "ASME" means the American Society of Mechanical Engineers.

16 (65) "Conveyance" or "conveyance device" means any of the following,
17 except those located in one- or two-family dwellings as defined in R.S. 40:1573:

18 (a) Hoisting and lowering mechanisms, including elevators, platform lifts,
19 and stairway chair lifts equipped with a car or platform, which move between two
20 or more landings.

21 (b) Power-driven stairways and walkways, including escalators and moving
22 walks, for carrying persons between landings.

23 (c) Hoisting and lowering mechanisms, including dumbwaiters and material
24 lifts with dumbwaiters with automatic transfer devices equipped with a car, and
25 which serve two or more landings, and are restricted to the carrying of material by
26 their limited size or limited access.

27 (66) "Conveyance device inspector" means any person engaged in the
28 certification or inspection of a conveyance device.

1 (67) "Conveyance device mechanic" means any person engaged in the
2 erecting, constructing, installing, altering, servicing, dismantling, maintaining, or
3 testing of a conveyance device.

4 * * *

5 §1664.5. Exemptions to licensure and equipment

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

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

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

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

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

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

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

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

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

14 (9) Any merchant or retail store that is in the business of re-coding new locks
15 on the retail premises only or duplicating keys, except for those keys which are
16 proprietary and those marked "do not duplicate" or "master key". This exception
17 from licensure shall also apply to the employees of the merchant or retail store but
18 only as to work performed by them on behalf of the exempted employer.

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

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

28 (12) A firm or person licensed to perform electrical work by the State
29 Licensing Board for Contractors pursuant to R.S. 37:2156.1 and 2156.2 which

1 installs wire, conduit, or other wire raceways, its associated boxes or fittings, or
2 installs fire alarm initiating and notification devices or intrusion alarm systems or
3 closed circuit television systems or special locking systems in either commercial or
4 residential property. This exception from licensure shall also apply to the employees
5 of a firm or person exempted by this Subpart, but only as to work performed by them
6 on behalf of the exempted employer.

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

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

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

18 * * *

19 §1664.9. Fees; license endorsements for firms and persons; certifications; Louisiana
20 Life Safety and Property Protection Trust Fund

21 A. The state fire marshal is authorized to assess and collect fees pursuant to
22 this Subpart. License endorsements are separated into the two general categories of
23 Property Protection and Life Safety. The Property Protection category is subdivided
24 into the Technical Endorsements of Locksmith, Door Hardware, and Security. The
25 Life Safety category is subdivided into the Technical Endorsements of Fire
26 Sprinkler, Fire Suppression, Fire Alarm, Portable Fire Extinguishers and Hoses,
27 Conveyance Devices, and DOT Hydrostatic Testing. Technical endorsements may
28 further be divided into specialty endorsements. A technical endorsement holder is
29 authorized to perform all life safety and property protection contracting authorized

1 by the specialty endorsements within the specific technical endorsement category.
2 Specialty endorsement holders are limited to only life safety and property protection
3 contracting authorized by that specialty endorsement.

4 * * *

5 C. The amount of licensing fees for a person ~~shall be~~ are as follows:

6 * * *

7 (11) Technical Endorsement - Conveyance Device

8 (a) Conveyance Device Inspector \$100 \$50

9 (b) Conveyance Device Mechanic \$100 \$50

10 D.(1) The technical endorsements provided for in Paragraph (C)(11) of this
11 Section shall be issued to a person who has received certification developed and
12 approved in accordance with R.S. 40:1664.11(G) or (H), or one of the following:

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

15 (b) Certification provided by the National Elevator Industry Educational
16 Program.

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

19 (2) Notwithstanding the provisions of Paragraph (1) of this Subsection, a
20 person may obtain a technical endorsement as provided for in Paragraph (C)(11) of
21 this Section and shall not be prohibited from actively working pursuant to the
22 issuance of the license endorsement; however, such person shall obtain the
23 certification as required in Paragraph (1) of this Subsection within one year from the
24 date the technical endorsement was issued.

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

28 ~~D.~~ E. All licenses are valid for one year, unless a multi-year license is
29 created, and shall be renewed within thirty days of its expiration date to remain valid.

1 The state fire marshal may create a prorated fee system to allow employee license
2 renewal dates to coincide with the firm license renewal date.

3 E. F. A license not renewed within thirty days of its expiration date shall be
4 considered past due and subject to late fees. The late fee penalty shall be twenty-five
5 dollars for a license not renewed before thirty-one to forty-five days past the
6 expiration date and fifty dollars for a license not renewed before forty-six to sixty
7 days past the expiration date.

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

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

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

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

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

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

22 L. (1) Subject to the exceptions contained in Article VII, Section 9 of the
23 Constitution of Louisiana, all monies received by the state fire marshal pursuant to
24 this Subpart, including but not limited to fees and fines, shall be deposited
25 immediately upon receipt in the state treasury and shall be credited to the Bond
26 Security and Redemption Fund. Out of the funds remaining in the Bond Security
27 and Redemption Fund after a sufficient amount is allocated from that fund to pay all
28 obligations secured by the full faith and credit of the state which become due and
29 payable within any fiscal year, the treasurer, prior to placing such remaining funds

1 in the state general fund, shall pay an amount equal to the total amount of funds paid
2 into the state treasury by the state fire marshal pursuant to this Subpart into a special
3 fund which is hereby created in the state treasury and designated as the Louisiana
4 Life Safety and Property Protection Trust Fund.

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

13 §1664.10. Powers and duties of state fire marshal

14 The state fire marshal shall:

15 * * *

16 (9) Upon notification by a fire chief or his designee, order a special
17 investigation of any conveyance device accident resulting in any human injury or
18 death within this state.

19 §1664.11. Life Safety and Property Protection ~~Advisory~~ Education Board

20 A. The Life Safety and Property Protection ~~Advisory~~ Education Board is
21 hereby created and placed within the Department of Public Safety and Corrections
22 as further provided by R.S. 36:409(M) and 919.3. The board shall be composed of
23 ~~thirteen~~ fifteen members, as follows:

24 (1)(a) ~~Twelve~~ Fourteen members shall be appointed by the governor from
25 a list of nominees submitted to the governor by any licensed firm, the Louisiana Life
26 Safety and Security Association, the Louisiana Fire Sprinkler Association, ~~and~~ the
27 Louisiana Automatic Fire Alarm Association, or any conveyance device trade
28 association.

29 * * *

1 D. ~~Five~~ Eight members of the board shall constitute a quorum for the
2 transaction of business. The board may take action by a majority vote of its
3 members present and voting.

4 * * *

5 §1664.12. Prohibited acts

6 ~~No~~ A person or firm shall not do any of the following:

7 * * *

8 (3) Certify, dismantle, inspect, install, integrate, program, sell, or service life
9 safety and property protection systems contrary to plans submitted for review,
10 applicable NFPA, ASME, ANSI, or ASCE codes, standards, or ~~manufacturer's~~
11 manufacturer specifications without specific written authorization from the office of
12 the state fire marshal.

13 * * *

14 §1664.17. Local governing authorities; exemption

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

21 Section 2. The registration required in R.S. 40:1664.9(K)(1) as enacted by Section
22 1 of this Act shall be applicable to the owner or his designee of a conveyance device
23 installed prior to July 1, 2019.

24 Section 3. The registration required in R.S. 40:1664.9(K)(2) as enacted by Section
25 1 of this Act shall be applicable to a firm that installs a conveyance device on or after July
26 1, 2019.

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

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

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

5 Section 7. The provisions of this Act shall become effective January 1, 2019.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 653 Reengrossed

2018 Regular Session

Simon

Abstract: Expands applicability of law to conveyance devices and includes such devices as life safety systems and equipment under the authority of the state fire marshal.

Present law provides for the Inspection of Life Safety Systems and Equipment. "Life safety systems and equipment" includes, nonexclusively, fire sprinklers, fire alarms, fire suppression, special locking systems and equipment, and portable fire extinguishers.

Proposed law expands present law to include application to conveyance devices. Adds other provisions relative to such devices including but not limited to certifications, construction, programming, and dismantling.

Present law provides for Life Safety and Property Protection Licensing.

Proposed law expands the applicability of present law licensing to include conveyance devices. Adds other provisions, including but not limited to certifications, construction, programming, and dismantling of such devices.

Present law provides for definitions.

Proposed law modifies "certify" and "life safety and property protection contracting" as defined in present law. Further adds the following definitions: "ANSI", "ASCE", "ASME", "conveyance" or "conveyance device", "conveyance device inspector", and "conveyance device mechanic".

Present law authorizes the fire marshal to inspect and test all life safety systems and equipment in this state to determine compliance with applicable standards.

Proposed law expands present law to authorize the fire marshal's certification of such systems and equipment.

Present law requires the owner of life safety systems and equipment to cause an annual inspection and certification of the systems and equipment.

Proposed law expands the inspection and certification requirements of present law to include conveyance devices. Only with respect to conveyance devices, proposed law provides that an owner is required to cause such inspections and certifications effective July 1, 2024.

Proposed law requires a licensed conveyance device mechanic to be onsite for the final acceptance inspection by a conveyance device inspector.

Present law provides that licensure requirements do not apply to any manufacturer, and his employee or representative, who acts as a consultant to a licensed firm in the certifying, inspecting, installation, integrating, selling, and servicing of life safety and property protection systems while under the direct supervision of the licensed firm.

Proposed law adds programming to the provisions of present law. Otherwise retains present law.

Proposed law provides that present law and proposed law do not apply to the owner of a building with two stories occupied by a single tenant wherein employees of the tenant are regularly inside of the building. Alternatively, proposed law requires the owner of such a two-story building to cause the inspection and certification of a conveyance device in five-year intervals, effective July 1, 2024.

Proposed law provides that present law and proposed law are not applicable to conveyance devices located in one- or two-family dwellings.

Present law authorizes the fire marshal to assess and collect certain fees relative to license endorsements in 2 categories: (1) Property Protection and (2) Life Safety.

Proposed law adds Conveyance Devices as a division within the Life Safety category and requires a technical license endorsement for such devices.

Proposed law provides the following 2 technical license endorsements for persons. Provides an initial fee of \$100.00 and a renewal fee of \$50.00 for each, respectively:

(1) Conveyance Device Inspector.

(2) Conveyance Device Mechanic.

Proposed law requires a person who obtains a technical license endorsement to receive certification developed and approved by the Life Safety and Property Protection Advisory Board or the fire marshal as provided for in present law, or one of the following:

(1) Certified Elevator Technician (CET) certification provided by the National Association of Elevator Contractors.

(2) Certification provided by the National Elevator Industry Educational Program.

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

Proposed law provides that a person who currently holds a technical license endorsement, but has not acquired the required certification, is not prohibited from actively working pursuant to the issuance of the license endorsement, but such person is required to obtain at least one of the certifications described in proposed law within one year from the date the technical endorsement was issued. Provides the one year grace period ceases to be effective Jan. 1, 2022.

Proposed law requires continuing education for persons with technical endorsements to be developed and approved by the Life Safety and Property Protection Advisory Board or the fire marshal as provided for in present law.

Proposed law requires the owner of a conveyance device installed prior to July 1, 2019, except those exempt pursuant to present law and proposed law, to register the conveyance device with the office of state fire marshal. Requires a firm installing conveyance devices on or after July 1, 2019, to register the conveyance device with the office of state fire marshal within 30 days of its installation.

Present law provides certain duties and powers of the fire marshal.

Proposed law expands such duties and powers to include the ordering of a special investigation of any conveyance device accident resulting in human injury or death. Provides for special investigations upon notification by a fire chief or his designee.

Present law provides for the Life Safety and Property Advisory Board. Provides for the board to be composed of 13 members. Requires 12 members to be appointed by the governor from a list of nominees submitted to the governor from particular entities. Further provides five members of the board constitutes a quorum.

Proposed law amends present law to provide for the Life Safety and Property Education Board. Increases the number of board members from 13 to 15. Increases the number of members appointed by the governor from 12 to 14. Expands the entities authorized to submit nominees to the governor to include a licensed firm or any conveyance device trade association. Increases the number of board members necessary for a quorum from five to eight.

Present law prohibits persons or firms from certifying, inspecting, installing, integrating, selling, or servicing life safety and property protection contrary to plans submitted for review, applicable NFPA codes, standards, or manufacturer specifications without specific written authorization from the office of state fire marshal.

Proposed law adds dismantling and programming as prohibitions without proper authorization. Adds ASME, ANSI, or ASCE codes as applicable codes for compliance. Clarifies that "life safety and property protection" as stated in present law refers to life safety and property protection systems.

Proposed law exempts a municipality or parish from the provisions of present law and proposed law if the municipality or parish has adopted and is enforcing a nationally recognized standard or code for conveyance devices. Authorizes the municipality or parish to continue enforcing the national standard or code and requires no additional inspections. Further requires the national standard or code to contain requirements substantially equal to the fire marshal's code with respect to conveyance devices.

Effective Jan. 1, 2019.

(Amends R.S. 40:1646(A) - (C), 1664.3(intro. para.), (4), and (37), 1664.5, 1664.9(A), (C)(intro. para.), and (D) - (J), 1664.11(A)(intro. para.), (1)(a), and (D), and 1664.12(intro. para.) and (3); Adds R.S. 40:1646(E) and (F), 1664.3(62) - (67), 1664.9(C)(11), (K), and (L), 1664.10(9), and 1664.17)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Commerce to the original bill:

1. Provide that a qualified representative is an authorized person to be onsite for a conveyance device inspector's final acceptance inspection.
2. Add to present law that licensure requirements do not apply to any manufacturer, and his employee or representative, who acts as a consultant to a licensed firm in the programming of life safety and property protection systems under the direct supervision of the licensed firm.
3. Require persons who obtain technical license endorsements to receive at least one of the following certifications:

- (a) Certified Elevator Technician (CET) certification provided by the National Association of Elevator Contractors.
 - (b) Certification provided by the National Elevator Industry Educational Program.
 - (c) Qualified Elevator Inspectors (QEI) certification provided by the National Association of Elevator Safety Authorities.
4. Provide that a person who currently holds a technical license endorsement, but has not acquired the required certification, is not prohibited from actively working pursuant to the issuance of the license endorsement, but such person is required to obtain at least one of the certifications within three years from the date the person receives notice from the office of state fire marshal that such person is required to become certified.
 5. Exempt a municipality or parish from the provisions of present law and proposed law if such municipality or parish has adopted and is enforcing a nationally recognized standard or code for conveyance devices.
 6. Authorize such a municipality or parish to continue to enforce the national standard or code and requires no additional inspections.
 7. Require the national standard or code to contain requirements substantially equal to the fire marshal's code with respect to conveyance devices.
 8. Authorize the fire marshal to inspect, certify, and test conveyance devices according to present law and proposed law upon the effective date of the proposed legislation until July 1, 2024.
 9. Require the owner or his designee of a conveyance device installed prior to July 1, 2019, to register the conveyance device in compliance with proposed law.
 10. Require a firm that installs a conveyance device on or after July 1, 2019, to register the conveyance device in compliance with proposed law.
 11. Make technical changes.

The House Floor Amendments to the engrossed bill:

1. Provide that present law and proposed law are not applicable to the owner of a two-story building occupied by a single tenant wherein employees of the tenant are regularly inside of the building.
2. Require the owner of such a two-story building to cause the inspection and certification of a conveyance device in five-year intervals, effective July 1, 2024.
3. Remove proposed law authorizing a qualified representative to be onsite for a conveyance device inspector's final acceptance inspection.
4. Add the following inspection provisions applicable only to conveyance devices:
 - (a) If the fire marshal finds the owner has failed to comply with present law and proposed law, the fire marshal is required to order the owner's compliance.

(b) If the fire marshal finds a conveyance device to be inoperable or not in compliance with applicable safety standards, the fire marshal is required to order the owner to have the conveyance device inspected and brought into compliance.

(c) The fire marshal is required to first issue a warning to an owner who is ordered to comply with an order of the fire marshal.

5. Provide that the entirety of present law and proposed law does not apply to conveyance devices located in one- or two-family dwellings.
6. Add that a person seeking a technical endorsement for conveyance devices may obtain required certification developed and approved by the Life Safety and Property Protection Advisory Board or the fire marshal.
7. Require continuing education for persons with technical endorsements to be developed and approved by the Life Safety and Property Protection Advisory Board or the fire marshal.
8. Make technical changes.