
The original instrument was prepared by Julie J. Baxter. The following digest, which does not constitute a part of the legislative instrument, was prepared by Michelle Ducharme.

DIGEST

Nevers (SB 602)

Proposed law requires certain elevators and conveyance devices to be registered with the office of the state fire marshal and inspected by licensed elevator inspectors.

Proposed law lists the conveyance devices that will be subject to the registration and inspection requirements of the Conveyance Devices Safety Act.

Proposed law lists the conveyance devices that will be exempt from the registration and inspection requirements of the Conveyance Devices Safety Act.

Proposed law provides guidelines for which standards existing and newly installed conveyance devices must meet.

Proposed law provides that a parish or municipality that, prior to April 1, 2015, has adopted and is enforcing a nationally recognized standards or codes for conveyance devices may continue to enforce such codes in place of the codes required by proposed law and in such instances no additional inspections shall be required; however, such codes or standards shall contain requirements that are substantially equal to the fire marshal's code with respect to conveyance devices.

Proposed law requires the office of the state fire marshal to promulgate rules providing for the following:

- (1) Registration by the owner of each conveyance device installed prior to April 1, 2015, except those in one- or two-family dwellings. Provides that the owner of the conveyance device shall register the device with the state fire marshal's office by April 1, 2016.
- (2) Registration by an elevator contractor who installs a conveyance device on or after April 2, 2016, including those installed in one- or two-family dwellings. Provides that the elevator contractor shall cause the device to be registered and inspected by a licensed elevator inspector prior to the device being put into use. Provides that the elevator inspector shall be independent of the elevator contractor that installed the elevator.
- (3) That the owner of each conveyance device, except those in one- and two-family homes, installed prior to April 1, 2016, shall cause an annual inspection of the device by a licensed elevator inspector. Provides that the first inspection shall occur prior to April 1, 2017.

- (4) A process by which licensed elevator inspectors shall report the findings of each inspection to the fire marshal and to the owner of the conveyance device and by which a licensed elevator inspector shall indicate to the public that a conveyance device meet applicable standards during his inspection. Provides that such process shall include the following, at a minimum:
 - (a) If the inspector determines that the conveyance device does not meet applicable standards, he shall describe these facts in detail and cite the standards and deficiencies in his report.
 - (b) The fire marshal shall notify the owner of the conveyance device inspected of remediation required to be made and the time frame in which the remediation shall be made.
 - (c) The owner shall dispute the findings of any report by requesting a hearing with the board of review, R.S. 40:1578.1.
 - (d) The licensed elevator inspector shall place a notice on a conveyance device he inspected indicating his name and the date that the device met applicable standards according to his inspection.
- (5) Application of those standards of the American Society of Mechanical Engineers and American National Standards Institute, Safety Code for Elevators and Escalators and American Society of Mechanical Engineers Safety Standards for Platform Lifts and Stairway Chairlifts, American Society of Civil Engineers, and Automated People Mover Standards which are applicable to conveyance devices or elevators, to each conveyance device inspected.
- (6) Implementation of the Conveyance Devices Safety Act under proposed law upon the appropriation of funds through any source of funding made available for this purpose.
- (7) Establishing qualifications for the licensing of firms as elevator inspection firms.
- (8) Establishing qualifications for the licensing of persons as elevator inspectors.

Proposed law authorizes the office of the state fire marshal to put a conveyance device, except those in one- or two-family dwellings, out of service if it poses a threat to the public.

Proposed law provides for the licensing of elevator inspector and elevator inspector firms and requires all inspections of conveyance devices required pursuant to proposed law be conducted by licensed elevator inspectors.

Proposed law provides for fines and penalties for violations of proposed law.

Effective August 1, 2014.

(Amends R.S. 40:1576, 1578.1(A)(9) and (10) and (B), and 1578.2; adds R.S. 40:1578.1(A)(11) and (12) and 1597.1-1597.23)

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Commerce, Consumer Protection, and International Affairs to the original bill

1. Provides relative to local standards regulating conveyance devices.