

HB0953



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB0953

Introduced 2/10/2009, by Rep. Sandra M. Pihos - David R. Leitch
- Mike Bost

SYNOPSIS AS INTRODUCED:

225 ILCS 312/15
225 ILCS 312/20
225 ILCS 312/135 rep.

Amends the Elevator Safety and Regulation Act. Removes references to private residences in the definition of "elevator contractor's license" and in a Section concerning inspector's licenses and inspection company licenses. Repeals Section concerning elevators in private residences. Effective immediately.

LRB096 10688 ASK 20862 b

A BILL FOR

1 AN ACT concerning elevators.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Elevator Safety and Regulation Act is
5 amended by changing Sections 15 and 20 as follows:

6 (225 ILCS 312/15)

7 (Section scheduled to be repealed on January 1, 2013)

8 Sec. 15. Definitions. For the purpose of this Act:

9 "Administrator" means the Office of the State Fire Marshal.

10 "ANSI A10.4" means the safety requirements for personnel
11 hoists, an American National Standard.

12 "ASCE 21" means the American Society of Civil Engineers
13 Automated People Mover Standards.

14 "ASME A17.1" means the Safety Code for Elevators and
15 Escalators, an American National Standard.

16 "ASME A17.3" means the Safety Code for Existing Elevators
17 and Escalators, an American National Standard.

18 "ASME A18.1" means the Safety Standard for Platform Lifts
19 and Stairway Chairlifts, an American National Standard.

20 "Automated people mover" means an installation as defined
21 as an "automated people mover" in ASCE 21.

22 "Board" means the Elevator Safety Review Board.

23 "Certificate of operation" means a certificate issued by

1 the Administrator that indicates that the conveyance has passed
2 the required safety inspection and tests and fees have been
3 paid as set forth in this Act.

4 "Conveyance" means any elevator, dumbwaiter, escalator,
5 moving sidewalk, platform lifts, stairway chairlifts and
6 automated people movers.

7 "Elevator" means an installation defined as an "elevator"
8 in ASME A17.1.

9 "Elevator contractor" means any person, firm, or
10 corporation who possesses an elevator contractor's license in
11 accordance with the provisions of Sections 40 and 55 of this
12 Act and who is engaged in the business of erecting,
13 constructing, installing, altering, servicing, repairing, or
14 maintaining elevators or related conveyance covered by this
15 Act.

16 "Elevator contractor's license" means a license issued to
17 an elevator contractor who has proven his or her qualifications
18 and ability and has been authorized by the Elevator Safety
19 Review Board to work on conveyance equipment. It shall entitle
20 the holder thereof to engage in the business of constructing,
21 installing, altering, servicing, testing, repairing, or
22 maintaining and performing electrical work on elevators or
23 related conveyances covered by this Act within any building or
24 structure, ~~including, but not limited to, private residences.~~
25 The Administrator may issue a limited elevator contractor's
26 license authorizing a firm or company that employs individuals

1 to carry on a business of erecting, constructing, installing,
2 altering, servicing, repairing, or maintaining platform lifts
3 and stairway chairlifts within any building or structure,
4 ~~excluding private residences.~~

5 "Elevator helper" means an individual registered with the
6 Administrator who works under the general direction of a
7 licensed elevator mechanic. Licensure is not required for an
8 elevator helper.

9 "Elevator industry apprentice" means an individual who is
10 enrolled in an apprenticeship program approved by the Bureau of
11 Apprenticeship and Training of the U.S. Department of Labor and
12 who is registered by the Administrator and works under the
13 general direction of a licensed elevator mechanic. Licensure is
14 not required for an elevator industry apprentice.

15 "Elevator inspector" means any inspector, as that term is
16 defined in ASME QEI, who possesses an elevator inspector's
17 license in accordance with the provisions of this Act.

18 "Elevator mechanic" means any person who possesses an
19 elevator mechanic's license in accordance with the provisions
20 of Sections 40 and 45 of this Act and who is engaged in
21 erecting, constructing, installing, altering, servicing,
22 repairing, or maintaining elevators or related conveyance
23 covered by this Act.

24 "Elevator mechanic's license" means a license issued to a
25 person who has proven his or her qualifications and ability and
26 has been authorized by the Elevator Safety Review Board to work

1 on conveyance equipment. It shall entitle the holder thereof to
2 install, construct, alter, service, repair, test, maintain,
3 and perform electrical work on elevators or related conveyance
4 covered by this Act. The Administrator may issue a limited
5 elevator mechanic's license authorizing an individual to carry
6 on a business of erecting, constructing, installing, altering,
7 servicing, repairing, or maintaining platform lifts and
8 stairway chairlifts within any building or structure.

9 "Escalator" means an installation defined as an
10 "escalator" in ASME A17.1.

11 "Existing installation" means an installation defined as
12 an "installation, existing" in ASME A17.1.

13 "Inspector's license" or "inspection company license"
14 means a license issued to an ASME QEI certified elevator
15 inspector or inspection company that has proven the inspector's
16 or the company's qualifications and ability and has been
17 authorized by the Elevator Safety Review Board to possess this
18 type of license. It shall entitle the holder thereof to engage
19 in the business of inspecting elevators or related conveyance
20 covered by this Act.

21 "License" means a written license, duly issued by the
22 Administrator, authorizing a person, firm, or company to carry
23 on the business of erecting, constructing, installing,
24 altering, servicing, repairing, maintaining, or performing
25 inspections of elevators or related conveyance covered by this
26 Act.

1 "Material alteration" means an "alteration", as defined in
2 the referenced standards.

3 "Moving walk" means an installation defined as a "moving
4 walk" in ASME A17.1.

5 "Private residence" means a separate dwelling or a separate
6 apartment or condominium unit in a multiple-family dwelling
7 that is occupied by members of a single-family unit.

8 "Repair" has the meaning set forth in the referenced
9 standards. "Repair" does not require a permit.

10 "Temporarily dormant" means an elevator, dumbwaiter, or
11 escalator:

12 (1) with a power supply that has been disconnected by
13 removing fuses and placing a padlock on the mainline
14 disconnect switch in the "off" position;

15 (2) with a car that is parked and hoistway doors that
16 are in the closed and latched position;

17 (3) with a wire seal on the mainline disconnect switch
18 installed by a licensed elevator inspector;

19 (4) that shall not be used again until it has been put
20 in safe running order and is in condition for use;

21 (5) requiring annual inspections for the duration of
22 the temporarily dormant status by a licensed elevator
23 inspector;

24 (6) that has a "temporarily dormant" status that is
25 renewable on an annual basis, not to exceed a 5-year
26 period;

1 (7) requiring the inspector to file a report with the
2 Administrator describing the current conditions; and

3 (8) with a wire seal and padlock that shall not be
4 removed for any purpose without permission from the
5 elevator inspector.

6 "Temporary certificate of operation" means a temporary
7 certificate of operation issued by the Administrator that
8 permits the temporary use of a non-compliant conveyance by the
9 general public for a limited time of 30 days while minor
10 repairs are being completed.

11 All other building transportation terms are as defined in
12 the latest edition of ASME A17.1 and ASME A18.1.

13 (Source: P.A. 94-698, eff. 11-22-05; 95-573, eff. 8-31-07.)

14 (225 ILCS 312/20)

15 (Section scheduled to be repealed on January 1, 2013)

16 Sec. 20. License or registration required.

17 (a) After July 1, 2003 through the effective date of this
18 amendatory Act of the 94th General Assembly and after July 1,
19 2006, no person shall erect, construct, wire, alter, replace,
20 maintain, remove, or dismantle any conveyance contained within
21 buildings or structures in the jurisdiction of this State
22 unless he or she possesses an elevator mechanic's license under
23 this Act and unless he or she works under the direct
24 supervision of a person, firm, or company having an elevator
25 contractor's license in accordance with Section 40 of this Act.

1 A licensed or limited licensed elevator mechanic employed by an
2 entity exempted from contractor licensure under subsection (a)
3 of Section 40 of this Act is exempt, with respect to work
4 performed for that employer, from the requirement that he or
5 she work under the direct supervision of an elevator contractor
6 licensee. A licensed elevator contractor is not required for
7 removal or dismantling of conveyances that are destroyed as a
8 result of a complete demolition of a secured building or
9 structure or where the hoistway or wellway is demolished back
10 to the basic support structure and where no access is permitted
11 that would endanger the safety and welfare of a person.

12 (b) After July 1, 2003 through the effective date of this
13 amendatory Act of the 94th General Assembly and after July 1,
14 2006, no person shall inspect any conveyance within buildings
15 or structures, ~~including, but not limited to, private~~
16 ~~residences,~~ unless he or she has an inspector's license or an
17 inspection company license.

18 (c) (Blank).

19 (Source: P.A. 94-698, eff. 11-22-05; 95-573, eff. 8-31-07.)

20 (225 ILCS 312/135 rep.)

21 Section 10. The Elevator Safety and Regulation Act is
22 amended by repealing Section 135.

23 Section 999. Effective date. This Act takes effect upon
24 becoming law.