

1 HB75
2 145944-2
3 By Representatives Hall and Sanderford
4 RFD: Boards, Agencies and Commissions
5 First Read: 05-FEB-13
6 PFD: 01/24/2013

1 ENGROSSED

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4 A BILL
5 TO BE ENTITLED
6 AN ACT
7

8 Relating to the Alabama Sunset Law; to continue the
9 existence and functioning of the Elevator Safety Review Board
10 until October 1, 2017, with certain modifications; to amend
11 Section 25-13-7, Code of Alabama 1975, so as to delete the
12 requirement of ASME QEI certification to become an inspector
13 with the board.

14 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

15 Section 1. Pursuant to the Alabama Sunset Law, the
16 Sunset Committee recommends the continuance of the Elevator
17 Safety Review Board until October 1, 2017, with the additional
18 recommendation for statutory change as set out in Section 3.

19 Section 2. The existence and functioning of the
20 Elevator Safety Review Board, created and functioning pursuant
21 to Sections 25-13-1 to 25-13-25, Code of Alabama 1975, is
22 continued, and those code sections are expressly preserved.

23 Section 3. Section 25-13-7 of the Code of Alabama
24 1975, is amended to read as follows:

25 "§25-13-7.

26 "(a) Elevator Contractor. Any sole proprietor, firm,
27 or corporation wishing to engage in the business of elevator,

1 dumbwaiter, escalator, moving sidewalk, or other conveyance
2 installation, alteration, service, replacement, or maintenance
3 within this jurisdiction shall make application for a license
4 with the administrator on a form provided by the
5 administrator.

6 "(b) Elevator Mechanic. Any person wishing to engage
7 in installing, altering, repairing, or servicing an elevator,
8 dumbwaiter, escalator, moving sidewalk installation,
9 alteration, service, replacement, or maintenance within the
10 jurisdiction of this state shall make application for a
11 license with the administrator on a form provided by the
12 administrator.

13 "(c) Inspector. Any person wishing to engage in the
14 business of elevator, dumbwaiter, escalator, moving walk, or
15 platform or stairway chairlift inspections within the
16 jurisdiction of this state, ~~upon proof of ASME QEI~~
17 ~~certification,~~ shall make application for a license with the
18 administrator on a form to be provided by the administrator.

19 An inspector shall possess those qualifications
20 established by rule of the Department of Labor.

21 "(d) The application for licenses shall contain
22 information for the following provisions:

23 "(1) If a person or sole proprietor, the name,
24 residence address, and business address of the applicant.

25 "(2) If a partnership, the name and residence and
26 business addresses of each partner.

1 "(3) If a domestic corporation, the name and
2 business address of the corporation and the name and residence
3 address of the principal officer of the corporation. If a
4 corporation other than a domestic corporation, the name and
5 address of a local agent who shall be authorized to accept
6 service of process and official notices.

7 "(4) The number of years the applicant has engaged
8 in the business of installing, inspecting, and maintaining or
9 servicing elevators or platform lifts.

10 "(5) The approximate number of persons, if any, to
11 be employed by the elevator contractor applicant and, if
12 applicable, satisfactory evidence that the employees are or
13 will be covered by workers' compensation insurance.

14 "(6) Satisfactory evidence that the applicant is or
15 will be covered by general liability, personal injury, and
16 property damage insurance.

17 "(7) Criminal record of convictions, if any, as
18 verified by the Department of Public Safety.

19 "(8) If a person or sole proprietor, a statement
20 that the applicant is a United States citizen or, if not a
21 citizen of the United States, a person who is legally present
22 in the United States with appropriate documentation from the
23 federal government.

24 "(9) Other information as the administrator may
25 require."

1 Section 4. The Legislature concurs in the
2 recommendations of the Sunset Committee as provided in
3 Sections 1, 2, and 3.

4 Section 5. This act shall become effective
5 immediately upon its passage and approval by the Governor, or
6 its otherwise becoming law.

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House of Representatives

Read for the first time and re-
ferred to the House of Representa-
tives committee on Boards, Agencies
and Commissions..... 05-FEB-13

Read for the second time and placed
on the calendar 1 amendment 06-FEB-13

Read for the third time and passed
as amended..... 26-FEB-13

Yeas 89, Nays 0, Abstains 0

Jeff Woodard
Clerk