

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

2
3
4
5
6
7
8 SYNOPSIS: Under existing law, termination dates are
9 established for enumerated state agencies. The
10 agencies are periodically reviewed by the Alabama
11 Sunset Committee. After the review process is
12 completed, the committee prepares its
13 recommendations for the agencies to the Legislature
14 in the form of sunset bills which either continue,
15 terminate, or continue with modification each
16 agency reviewed.

17 This bill would provide for the continuance
18 of the Elevator Safety Review Board until October
19 1, 2017, with the following change: To delete the
20 requirement of ASME QEI certification to become an
21 inspector with the board.

22
23 A BILL
24 TO BE ENTITLED
25 AN ACT
26

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

7 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

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

16 Section 3. Section 25-13-7 of the Code of Alabama
17 1975, is amended to read as follows:

18 "§25-13-7.

19 "(a) Elevator Contractor. Any sole proprietor, firm,
20 or corporation wishing to engage in the business of elevator,
21 dumbwaiter, escalator, moving sidewalk, or other conveyance
22 installation, alteration, service, replacement, or maintenance
23 within this jurisdiction shall make application for a license
24 with the administrator on a form provided by the
25 administrator.

26 "(b) Elevator Mechanic. Any person wishing to engage
27 in installing, altering, repairing, or servicing an elevator,

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

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

12 "(d) The application for licenses shall contain
13 information for the following provisions:

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

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

18 "(3) If a domestic corporation, the name and
19 business address of the corporation and the name and residence
20 address of the principal officer of the corporation. If a
21 corporation other than a domestic corporation, the name and
22 address of a local agent who shall be authorized to accept
23 service of process and official notices.

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

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

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

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

10 "(8) If a person or sole proprietor, a statement
11 that the applicant is a United States citizen or, if not a
12 citizen of the United States, a person who is legally present
13 in the United States with appropriate documentation from the
14 federal government.

15 "(9) Other information as the administrator may
16 require."

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

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