

## No. 291

## AN ACT

## SB 718

Amending the act of May 2, 1929 (P.L.1518, No.452), entitled, as amended, "An act regulating the construction, equipment, maintenance, operation and inspection of elevators; granting certain authority to and imposing certain duties upon the Department of Labor and Industry; providing fees for inspection of elevators, certificates of operation, and approval of plans; providing penalties for violations of this act; and repealing all acts or parts of acts inconsistent with this act," increasing certain fees and changing provisions on inspection of elevators and submission of plans for approval of elevators.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Sections 4, 5, 10 and 11, act of May 2, 1929 (P.L.1518, No.452), entitled, as amended, "An act regulating the construction, equipment, maintenance, operation and inspection of elevators; granting certain authority to and imposing certain duties upon the Department of Labor and Industry; providing fees for inspection of elevators, certificates of operation, and approval of plans; providing penalties for violations of this act; and repealing all acts or parts of acts inconsistent with this act," reenacted and amended April 8, 1937 (P.L.277, No.69), and amended March 2, 1970 (P.L.68, No.30), are amended to read:

Section 4. Examination of Inspectors and Fees Therefor.—No person shall inspect elevators unless he has passed a written examination prescribed by the department. Application for examination shall be made in writing, upon a form furnished by the department, and shall be accompanied by an examination fee of **[twenty dollars (\$20)] forty dollars (\$40)**. If the applicant is successful in passing the said examination, a certificate of competency and a commission shall be issued upon the payment of an additional fee of **[ten dollars (\$10)] twenty dollars (\$20)**. All inspectors shall be required to secure a new credential card each year, by application to the department, which application shall be accompanied by a fee of **[five dollars (\$5)] ten dollars (\$10)**. The Secretary of Labor and Industry may suspend any commission for due cause, but no commission may be revoked until the inspector has been granted a hearing.

Section 5. Inspection of Insured Elevators.—If an elevator is insured by a company authorized to insure elevators in this Commonwealth against loss from accident, the inspection shall be made by an employe of such company, duly licensed under section 4 of this act, or any employe, duly licensed under section 4 of this act, of a firm engaged in the making of inspections on a fee or contract basis when performing inspections on such basis for an insurance carrier and

the only fee collectible by the Commonwealth shall be the certificate fee of **[five dollars (\$5)] ten dollars (\$10)** hereinafter provided for in this act. *Elevators insured and not inspected by the insurance company or other firms authorized under section 5, will be inspected by a department inspector with fees for inspections collectible by the Commonwealth, and which fees will be the responsibility of the owner, tenant or lessee responsible for maintenance and upkeep of the elevator.*

Section 10. Fees for Inspection.—The fee for the certificate of operation for all insured and uninsured elevators shall be **[five dollars (\$5)] ten dollars (\$10)**. When elevators are inspected by inspectors of the department, the following fee shall be charged in addition to the certificate fee:

For passenger elevators, fees not exceeding **[thirty-six dollars (\$36)] eighty dollars (\$80)** per annum.

For freight elevators, including gravity elevators, fees not exceeding **[eighteen dollars (\$18)] forty dollars (\$40)** per annum.

For dumb-waiters, hoists and other lifting apparatus, fees not exceeding **[nine dollars (\$9)] twenty dollars (\$20)** per annum.

For building hoists, fees not exceeding **[nine dollars (\$9)] twenty dollars (\$20)** for each inspection.

Section 11. Plans, Permits and Inspections.—(a) Before any elevator shall be erected and installed, detailed plans and specifications of the said apparatus, in **[duplicate] triplicate**, shall be submitted to the department for approval. The application for the approval of plans of elevators shall be accompanied by the following fees: Dumb-waiters, **[nine dollars (\$9)] fifty dollars (\$50)**; freight elevators **[thirteen dollars (\$13)] fifty dollars (\$50)**; and passenger elevators **[nineteen dollars (\$19)] fifty dollars (\$50)**. If the said plans are approved, a permit for the erection and installation of such elevator shall be issued by the department, and a final inspection shall be made of the apparatus when installed and ready for operation, before final approval shall be given by the department. The elevator shall not be operated until such final inspection and approval be given, unless a temporary permit be granted by the department. *These fees shall include the initial inspection and certificate of operation.*

(b) No elevator shall hereafter be repaired, renovated or reerected when the changes involve major repairs unless a permit is obtained from the department. Major repairs are those likely to involve reinspection or testing and may be more specifically defined by rules and regulations established by the department. When repairs or changes are extensive, the department may require that **[duplicate] triplicate** plans and specifications be submitted to it before a permit is granted. The fee for such permit shall be **[nineteen dollars (\$19)] fifty dollars (\$50)** for passenger elevators and **[thirteen dollars (\$13)] fifty dollars (\$50)** for freight elevators. Where major repairs have been made on an elevator or

lifting apparatus, it shall not again be operated until a final inspection or test and approval by the department has been given. The testing or inspection fee shall be [nine dollars (\$9)] *included in the plans approval.*

APPROVED—The 10th day of December, A. D. 1974.

MILTON J. SHAPP

The foregoing is a true and correct copy of Act of the General Assembly No. 291.

A handwritten signature in black ink, reading "C. McLaughlin Tucker". The signature is written in a cursive, flowing style.

*Secretary of the Commonwealth.*