

No. 156

AN ACT

HB 1505

Amending the act of May 2, 1929 (P.L.1518), 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," further defining elevators and regulating temporary construction elevators.

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

Section 1. Section 1, act of May 2, 1929 (P.L.1518), 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) and amended May 21, 1943 (P.L.327) and July 25, 1961 (P.L.855), is amended to read:

Section 1. Definitions.—Be it enacted, &c., That, as used in this act, "Department" shall mean the Department of Labor and Industry of the Commonwealth of Pennsylvania.

"Elevator" shall mean all the machinery [**construction apparatus,**] and equipment used in raising and lowering personnel, material, equipment or other goods or cargo by means of a car, cage or platform vertically between permanent rails or guides, and shall also include all elevators, dumb-waiters, escalators, gravity elevators, inclined passenger lifts, hoists, except [**portable construction hoists less than fifty feet in height,**] *temporary construction elevators approved and meeting the provisions of sections 3 and 7 of this act,* and other lifting or lowering apparatus, except elevators, hoists and lifting or lowering apparatus used in raising and lowering a car, cage or platform in the coal mines and on slopes used in open-pit coal mining in this Commonwealth, and in the breakers, washeries and cleaning plants connected therewith and which are under the jurisdiction of the Department of [**Mines and Mineral Industries**] *Environmental Resources* and the mine inspectors, and shall not include elevators, hoists and lifting apparatus used on farms, and except elevators, hoists and lifting or lowering apparatus used in raising and lowering a car, cage or platform in any ore mine.

"Establishment" shall mean any room, building or place within this Commonwealth where persons are employed or permitted to work for compensation of any kind, to whomever payable, and any place of business to which the public has access, except private dwellings.

“Freight elevator” shall mean an elevator constructed and used for the carrying of materials.

“Temporary construction elevator” shall mean an elevator erected temporarily for use in transporting building materials or workmen during construction of new buildings or during construction or alterations to an existing building.

“Inspector” shall mean an inspector examined and authorized by the Department of Labor and Industry to inspect elevators and lifting apparatus in this Commonwealth.

“Passenger elevator” shall mean an elevator constructed and used for carrying persons.

“Man lift” shall mean that type of elevator which operates by an endless vertical belt which revolves over fixed pulleys at the top and bottom limits of travel and to which steps and hand holds are attached so that persons may ride thereon.

“Person” shall mean any individual, firm, partnership, unincorporated association, corporation or municipality.

Wherever the singular is used in this act, it shall include the plural, and wherever the masculine gender is used it shall include the feminine and neuter.

Section 2. Section 7 of the act is amended to read:

Section 7. Frequency of Inspections.—Every passenger elevator and escalator shall be inspected four times in every twelve months; freight elevators, including gravity elevators, shall be inspected at least twice in every twelve months; dumb-waiters, hoists and other lifting apparatus shall be inspected at least once in every twelve months; **[building hoists shall be inspected at the time of erection at each and every building.]** *temporary construction elevators shall be load-tested at the time of each erection and inspected every three months thereafter.*

APPROVED—The 23rd day of June, A. D. 1972.

MILTON J. SHAPP

The foregoing is a true and correct copy of Act of the General Assembly No. 156.



Secretary of the Commonwealth.