

MARYLAND REGISTER

Proposed Action on Regulations

Transmittal Sheet PROPOSED OR REPROPOSED Actions on Regulations	Date Filed with AELR Committee	TO BE COMPLETED BY DSD
		Date Filed with Division of State Documents
		Document Number
		Date of Publication in MD Register

1. Desired date of publication in Maryland Register: 10/14/2016

2. COMAR Codification

Title Subtitle Chapter Regulation

09 35 02 02.-.03

3. Name of Promulgating Authority

Department of Labor, Licensing, and Regulation

4. Name of Regulations Coordinator Telephone Number

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5. Name of Person to Call About this Document Telephone No.

Robin Bailey 410-230-6160

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6. Check applicable items:

New Regulations

Amendments to Existing Regulations

Date when existing text was downloaded from COMAR online: July 30, 2016.

Subtitle 35 ELEVATOR SAFETY REVIEW BOARD

09.35.02 Qualifications

Authority: Public Safety Article, §§ 12-823(4), 12-826, and 12-827(c), Annotated Code of Maryland

Notice of Proposed Action

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The Elevator Safety Review Board proposes to amend Regulations .02 and .03 under COMAR 09.35.02 Qualifications.

This action was considered at a public meeting of the Board held on June 24, 2016, notice of which was given by publication on the Elevator Safety Review Board website <http://www.dllr.state.md.us/license/elev/> from May 23, 2016, through June 24, 2016, pursuant to General Provisions Article, §3-302, Annotated Code of Maryland.

Statement of Purpose

The purpose of this action is to eliminate the grandfathering provisions for licensure that expired in January of 2013; define the number of years of experience and education required for licensure as an elevator renovator mechanic; increase the number of years of experience and education for an elevator renovator contractor license; and eliminate an exam provision requirement for licensure as an elevator renovator contractor.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

The proposed action has no economic impact.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Robin Bailey, Executive Director, Elevator Safety Review Board, 500 N. Calvert Street, Baltimore, MD 21202, or call 410-230-6160, or email to robin.bailey@maryland.gov, or fax to 410-244-0977. Comments will be accepted through November 14, 2016. A public hearing has not been scheduled.

Economic Impact Statement Part C

A. Fiscal Year in which regulations will become effective: FY 17

B. Does the budget for the fiscal year in which regulations become effective contain funds to implement the regulations?

Yes

C. If 'yes', state whether general, special (exact name), or federal funds will be used:
Elevator Safety Review Board

D. If 'no', identify the source(s) of funds necessary for implementation of these regulations:

E. If these regulations have no economic impact under Part A, indicate reason briefly:
These regulations will have no economic impact under Part A because the fee to administer the exam is paid directly to the testing vendor and not to the Board or the General Fund.

F. If these regulations have minimal or no economic impact on small businesses under Part B, indicate the reason and attach small business worksheet.

These regulations have minimal or no impact on small businesses under Part B because the exam will be eliminated which is currently a nominal fee that would be a savings for the small business not an expense.

G. Small Business Worksheet:

Attached Document:

Title 09

Department of Labor, Licensing and Regulation

Subtitle 35 Elevator Safety Review Board

Chapter 02 Qualifications

Authority: Public Safety Article, §§ 12-823(4), 12-826, and 12-827(c), Annotated Code of Maryland

.02 Qualifications for an Elevator Renovator Mechanic's License.

[A. An applicant who applies for an elevator renovator mechanic's license on or before January 1, 2013, shall demonstrate to the Board a minimum of 3 years of relevant work experience in elevator renovation that is acceptable to the Board.

B.] An applicant who applies for an elevator renovator mechanic's license [after January 1, 2013,] shall:

[(1)] A. Demonstrate to the Board an acceptable combination of 3 years relevant work experience and education;
and

[(2)] B. Pass an exam approved by the Board.

.03 Qualifications for an Elevator Renovator Contractor's License.

[A.] An applicant who applies for an elevator renovator contractor's license [on or before January 1, 2013,] shall demonstrate to the Board a minimum of [3] 5 years of relevant work experience in elevator renovation that is acceptable to the Board.

[B. An applicant who applies for an elevator renovator contractor's license pursuant to §A of this regulation, shall have until January 1, 2013, to have at least one of its employees or responsible management personnel pass an exam approved by the Board.

C. An applicant who applies for an elevator renovator contractor's license after January 1, 2013, shall:

- (1) Demonstrate to the Board an acceptable combination of relevant work experience and education; and
- (2) Pass an exam approved by the Board.]

Ed M. Hord
Chairman
Elevator Safety Review Board