
By: **Delegate Boschert**

Introduced and read first time: March 4, 2002

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Elevator Safety - Licenses - Exemptions**

3 FOR the purpose of exempting a certain person from licensing requirements for
4 certain work on an elevator that is cosmetic in nature; requiring the Elevator
5 Safety Review Board to establish licensing requirements for certain work on an
6 elevator that is cosmetic in nature; defining certain terms; and generally
7 relating to elevator safety and licenses.

8 BY repealing and reenacting, with amendments,
9 Article 89 - Miscellaneous Business, Work, and Safety Provisions
10 Section 49C(a) and (h)
11 Annotated Code of Maryland
12 (1998 Replacement Volume and 2001 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article 89 - Miscellaneous Business, Work, and Safety Provisions**

16 49C.

17 (a) (1) In this section the following words have the meanings indicated.

18 (2) "Board" means the Elevator Safety Review Board.

19 (3) (i) "Elevator apprentice" means a person who works under the
20 direct supervision of a licensed elevator mechanic.

21 (ii) "Elevator apprentice" includes a person commonly known as an
22 elevator helper while working under the direct supervision of a licensed elevator
23 mechanic.

24 (4) (I) "Elevator contractor" means a person who is engaged in the
25 business of erecting, constructing, wiring, altering, replacing, maintaining, repairing,
26 dismantling, or servicing elevators, dumbwaiters, escalators, and moving walks.

1 (II) "ELEVATOR CONTRACTOR" DOES NOT INCLUDE A PERSON
2 ENGAGED IN THE RENOVATION OF THE FINISHED INTERIOR SURFACES OF AN
3 ELEVATOR CAB IF THE WORK DONE IS ONLY COSMETIC IN NATURE.

4 (5) (I) "Elevator mechanic" means a person who is engaged in erecting,
5 constructing, wiring, altering, replacing, maintaining, repairing, dismantling, or
6 servicing elevators, dumbwaiters, escalators, and moving walks.

7 (II) "ELEVATOR MECHANIC" DOES NOT INCLUDE A PERSON
8 ENGAGED IN THE RENOVATION OF THE FINISHED INTERIOR SURFACES OF AN
9 ELEVATOR CAB IF THE WORK DONE IS ONLY COSMETIC IN NATURE.

10 (6) "License" includes:

11 (i) An elevator contractor license; and

12 (ii) An elevator mechanic license.

13 (h) (1) Except as otherwise provided in this section, a person shall be
14 licensed by the Board as an elevator mechanic before the person erects, constructs,
15 wires, alters, replaces, maintains, repairs, dismantles, or services elevators,
16 dumbwaiters, escalators, and moving walks in the State.

17 (2) (i) Except as otherwise provided in this section, a person shall be
18 licensed by the Board as an elevator contractor before the person engages in the
19 business of erecting, constructing, wiring, altering, replacing, maintaining, repairing,
20 dismantling, or servicing elevators, dumbwaiters, escalators, and moving walks in the
21 State.

22 (ii) A licensed elevator contractor is not required for removing or
23 dismantling conveyances that are destroyed as a result of a complete demolition of a
24 building or where the hoistway or wellway is demolished back to the basic support
25 structure.

26 (3) A license is not required for an elevator apprentice.

27 (4) A PERSON WHO REFINISHES EXISTING METAL SURFACES WITHIN AN
28 ELEVATOR CAB IS NOT REQUIRED TO OBTAIN A LICENSE UNDER THIS SUBSECTION
29 IF THE SCOPE OF THE WORK:

30 (I) IS ONLY COSMETIC IN NATURE;

31 (II) PERTAINS SOLELY TO RE-GRAINING OR POLISHING EXISTING
32 METAL SURFACES; AND

33 (III) DOES NOT INCLUDE REMOVING, INSTALLING, REPAIRING, OR
34 REPLACING ANY COMPONENT WITHIN THE ELEVATOR CAB.

35 (I) THE BOARD SHALL ADOPT REGULATIONS FOR CONTRACTORS AND
36 MECHANICS WHO:

1 (I) ENGAGE IN THE RENOVATION OF THE FINISHED INTERIOR
2 SURFACES OF AN ELEVATOR CAB; AND

3 (II) WORK ONLY ON ALTERATIONS THAT ARE COSMETIC IN NATURE.

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
5 October 1, 2002.