
By: **Delegate Boschert**

Introduced and read first time: March 4, 2002
Assigned to: Rules and Executive Nominations
Re-referred to: Economic Matters, March 11, 2002

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 23, 2002

CHAPTER _____

1 AN ACT concerning

2 **Elevator Safety - Licenses - Exemptions**

3 FOR the purpose of exempting ~~a certain person~~ persons from licensing requirements
4 for 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.

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

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

7 (II) "ELEVATOR CONTRACTOR" 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~~ WHO ONLY
 10 PERFORMS WORK:

11 1. ON THE INTERIOR OF AN ELEVATOR INVOLVING THE
 12 REMOVAL OR INSTALLATION OF THE NONSTRUCTURAL SURFACE OF THE
 13 ELEVATOR'S WALL, FLOOR, CEILING, RAIL, OR HANDLE; AND

14 2. THAT DOES NOT AFFECT THE ELEVATOR'S MOVING
 15 OPERATION.

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

19 (II) "ELEVATOR MECHANIC" DOES NOT INCLUDE A PERSON
 20 ~~ENGAGED IN THE RENOVATION OF THE FINISHED INTERIOR SURFACES OF AN~~
 21 ~~ELEVATOR CAB IF THE WORK DONE IS ONLY COSMETIC IN NATURE~~ WHO ONLY
 22 PERFORMS WORK:

23 1. ON THE INTERIOR OF AN ELEVATOR INVOLVING THE
 24 REMOVAL OR INSTALLATION OF THE NONSTRUCTURAL SURFACE OF THE
 25 ELEVATOR'S WALL, FLOOR, CEILING, RAIL, OR HANDLE; AND

26 2. THAT DOES NOT AFFECT THE ELEVATOR'S MOVING
 27 OPERATION.

28 (6) "License" includes:

29 (i) An elevator contractor license; and

30 (ii) An elevator mechanic license.

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

35 (2) (i) Except as otherwise provided in this section, a person shall be
 36 licensed by the Board as an elevator contractor before the person engages in the
 37 business of erecting, constructing, wiring, altering, replacing, maintaining, repairing,

1 dismantling, or servicing elevators, dumbwaiters, escalators, and moving walks in the
2 State.

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

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

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

11 (I) ~~IS ONLY COSMETIC IN NATURE;~~

12 (II) ~~PERTAINS SOLELY TO RE GRAINING OR POLISHING EXISTING~~
13 ~~METAL SURFACES; AND~~

14 (III) ~~DOES NOT INCLUDE REMOVING, INSTALLING, REPAIRING, OR~~
15 ~~REPLACING ANY COMPONENT WITHIN THE ELEVATOR CAB~~ LICENSE IS NOT
16 REQUIRED FOR A PERSON WHO ONLY PERFORMS WORK:

17 (I) ON THE INTERIOR OF AN ELEVATOR INVOLVING THE
18 REMOVAL OR INSTALLATION OF THE NONSTRUCTURAL SURFACE OF THE
19 ELEVATOR'S WALL, FLOOR, CEILING, RAIL, OR HANDLE; AND

20 (II) THAT DOES NOT AFFECT THE ELEVATOR'S MOVING
21 OPERATION.

22 (I) ~~THE BOARD SHALL ADOPT REGULATIONS FOR CONTRACTORS AND~~
23 ~~MECHANICS WHO:~~

24 (I) ~~ENGAGE IN THE RENOVATION OF THE FINISHED INTERIOR~~
25 ~~SURFACES OF AN ELEVATOR CAB; AND~~

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

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