

HB0089/643992/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 89  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Elevators -” insert “Accessibility”; in line 4, after “certain” insert “accessibility”; in line 5, after “mechanics;” insert “requiring the Board to adopt certain regulations to certify a licensed accessibility lift mechanic as an accessibility lift mechanic specialist; establishing that certain persons are not required to obtain certain licenses to conduct certain activities; authorizing an accessibility lift mechanic to provide the services of an accessibility lift mechanic specialist until the Board adopts certain regulations;”; in the same line, strike the second “a” and substitute “an accessibility”; in line 7, strike the first “a” and substitute “an accessibility”; in the same line, after “licensed” insert “accessibility”; in line 8, after “services;” insert “authorizing the Board to issue a certain conditional license for a certain period under certain circumstances; providing for a delayed effective date;”; in the same line, after “to” insert “accessibility”; strike in their entirety lines 9 through 13, inclusive; in line 16, strike “12-801(o) through (r)” and substitute “12-801”; in line 21, strike “12-801(o),”; and in the same line, after “12-826(e)” insert “and (g)”.

AMENDMENT NO. 2

On page 2, in line 4, strike beginning with “(O)” through “**LIFT**” and substitute “**(B) “ACCESSIBILITY LIFT”**”; strike beginning with “**LIMITED**” in line 7 down through “**DUMBWAITERS**” in line 9 and substitute “**OR INCLINE PLATFORM LIFTS**”; after line 9, insert:

**“(C) “ACCESSIBILITY LIFT MECHANIC SPECIALIST” MEANS A PERSON WHO IS LICENSED AS AN ACCESSIBILITY LIFT MECHANIC AND HAS BEEN CERTIFIED BY THE BOARD TO ERECT, CONSTRUCT, WIRE, ALTER, REPLACE, MAINTAIN, REPAIR, DISMANTLE, OR SERVICE PRIVATE RESIDENTIAL ELEVATORS.**

(Over)

**[(b)] (D)** “Board” means the Elevator Safety Review Board.

**[(c)] (E)** “Certificate” means a certificate of registration and inspection issued by the Commissioner to operate an elevator unit.

**[(d)] (F)** “Commissioner” means the Commissioner of Labor and Industry or an authorized representative of the Commissioner of Labor and Industry.

**[(e)] (G)** “Dumbwaiter” means a hoisting and lowering machine equipped with a car of limited capacity and size that moves in guides in a substantially vertical direction and is used exclusively for carrying material.

**[(f)] (H)** “Elevator” means a hoisting and lowering machine equipped with a car or platform that moves in guides in a substantially vertical direction and serves two or more floors of a building or structure.

**[(g)] (I)** “Elevator contractor” means a person who is engaged in the business of erecting, constructing, wiring, altering, replacing, maintaining, repairing, dismantling, or servicing elevator OR ACCESSIBILITY LIFT units.

**[(h)] (J)** “Elevator mechanic” means a person who is engaged in erecting, constructing, wiring, altering, replacing, maintaining, repairing, dismantling, or servicing elevator OR ACCESSIBILITY LIFT units.

**[(i)] (K)** “Elevator refinisher” means a person who is engaged in the refinishing of existing metal and wood elements in elevator cabs, including the stripping of old lacquer on wood and bronze items, staining wood to match existing finishes, cleaning, polishing, oxidizing, painting, lacquering, and the removing of scratches to maintain existing finishes.

**[(j)] (L)** “Elevator renovator contractor” means a person who is engaged in the business of performing work:

(1) on the interior of an elevator involving the removal or installation of the nonstructural surface of the elevator’s wall, ceiling, floor, rail, or handle; and

(2) that does not affect the elevator’s moving operation.

**[(k)] (M)** “Elevator renovator mechanic” means a person who performs work:

(1) on the interior of an elevator involving the removal or installation of the nonstructural surface of the elevator’s wall, ceiling, floor, rail, or handle; and

(2) that does not affect the elevator’s moving operation.

**[(l)] (N)** “Elevator unit” includes an elevator, escalator, dumbwaiter, and moving walk.

**[(m)] (O)** “Escalator” means a power driven, inclined, continuous stairway used for raising and lowering passengers.

**[(n)] (P)** “License” includes:

**(1) AN ACCESSIBILITY LIFT MECHANIC LICENSE;**

**[(1)] (2)** an elevator contractor license;

**[(2)] (3)** an elevator mechanic license;

**[(3)] (4)** an elevator renovator contractor license; and

~~[(4)]~~ **(5)** an elevator renovator mechanic license.”;

and in lines 10, 13, 17, and 19, strike “(P)”, “(Q)”, “(R)”, and “(S)”, respectively, and substitute “(Q)”, “(R)”, “(S)”, and “(T)”, respectively; and in line 33, strike “LIFT” and substitute “ACCESSIBILITY LIFT”.

AMENDMENT NO. 3

On page 3, in line 8, strike “A” and substitute “AN ACCESSIBILITY”; strike beginning with “LIMITED” in line 11 down through “DUMBWAITERS” in line 13 and substitute “OR INCLINE PLATFORM LIFTS”; after line 26, insert:

**“(4) A CRANE MECHANIC PERFORMING WORK ON ELEVATORS OR LIFTS LOCATED ON A PORT FACILITY OWNED, LEASED, OR OPERATED BY THE MARYLAND PORT ADMINISTRATION NEED NOT OBTAIN A LICENSE.**

**(5) A PERSON INSTALLING A RESIDENTIAL STAIRWAY CHAIRLIFT NEED NOT OBTAIN A LICENSE.**

**(6) A PERSON WHO IS LICENSED UNDER THIS SUBTITLE AS AN ELEVATOR MECHANIC NEED NOT OBTAIN A LICENSE TO PROVIDE THE SERVICES DESCRIBED IN SUBSECTION (E) OF THIS SECTION.**

**(G) (1) THE BOARD SHALL ADOPT REGULATIONS, INCLUDING EDUCATION AND EXPERIENCE REQUIREMENTS, TO CERTIFY ACCESSIBILITY LIFT MECHANIC SPECIALISTS TO ERECT, CONSTRUCT, WIRE, ALTER, REPLACE, MAINTAIN, REPAIR, DISMANTLE, OR SERVICE PRIVATE RESIDENTIAL ELEVATORS.**

**(2) UNTIL THE BOARD ADOPTS REGULATIONS TO CERTIFY ACCESSIBILITY LIFT MECHANIC SPECIALISTS TO PERFORM WORK ON PRIVATE**

RESIDENTIAL ELEVATORS, AN ACCESSIBILITY LIFT MECHANIC MAY PROVIDE THE SERVICES DESCRIBED IN PARAGRAPH (1) OF THIS SUBSECTION.

(3) A CANDIDATE ACTIVELY COMPLETING THE CERTIFICATION REQUIREMENTS ADOPTED BY THE BOARD UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY CONTINUE TO PERFORM THAT WORK WITHOUT CERTIFICATION FOR UP TO 4 YEARS AFTER THE EFFECTIVE DATE OF THE REGULATIONS.”;

and in line 28, strike “A” and substitute “AN ACCESSIBILITY”.

AMENDMENT NO. 4

On page 3, in line 28, after “(D)” insert “(1)”; and in line 29, strike “(1) (I)” and substitute “(I) 1.”.

On page 4, in lines 1, 3, 8, and 12, strike “(II)”, “(2) (I)”, “(II)”, and “(3)”, respectively, and substitute “2.”, “(II) 1.”, “2.”, and “(III)”, respectively; after line 17, insert:

“(2) THE BOARD MAY ISSUE A CONDITIONAL LICENSE UNDER THIS SUBSECTION THAT IS EFFECTIVE UNTIL JANUARY 1, 2017, TO A CANDIDATE ACTIVELY COMPLETING THE EDUCATIONAL REQUIREMENTS DESCRIBED IN PARAGRAPH (1)(II)2 OF THIS SUBSECTION.”;

in line 19, strike “A LIFT” and substitute “AN ACCESSIBILITY LIFT”; strike beginning with “LIMITED” in line 22 down through “DUMBWAITERS” in line 24 and substitute “OR INCLINE PLATFORM LIFTS”; and in line 27, strike “October 1, 2012” and substitute “January 1, 2013”.