



Hundredth Legislature - First Session - 2007
Committee Statement
LB 543

Hearing Date: January 29, 2007
Committee On: Business and Labor

Introducer(s): (Synowiecki)
Title: Change and eliminate conveyance safety provisions

Roll Call Vote – Final Committee Action:

- Advanced to General File
 - X Advanced to General File with Amendments
 - Indefinitely Postponed
-

Vote Results:

6	Yes	Senators Cornett, Lathrop, McGill, Rogert, Wallman, White
	No	
	Present, not voting	
1	Absent	Senator Chambers

Proponents:
Senator Synowiecki
Joe Kohout

Representing:
Introducer
Elevator Industry Work Preservation Fund

Opponents:

Representing:

Neutral:

Representing:

Summary of purpose and/or changes: LB 543 is a clean up bill to LB 489 enacted last session. LB 489 created the Conveyance Safety Act which exclusively regulates conveyances in counties with more than 100,000 inhabitants. The Elevator Code under §48-418 to §48-418.14 regulates conveyances in the remaining 90 counties. LB 543 would streamline the two sets of elevator regulations into the Conveyance Safety Act. The licensing requirements for mechanics would remain applicable only to those mechanics servicing elevators within the three counties that have more than 100,000 inhabitants.

Explanation of amendments, if any: The committee amendment rewrites the entire bill, amends the intent of LB 209 into the bill and makes the following statutory changes.

Section 1: Inserts language from LB 209 creating the new Mechanical Safety Inspection Fund. Funds generated from the Conveyance Safety Act and the Nebraska Amusement Ride Act will be remitted into the Mechanical Safety Inspection Fund beginning January 1, 2008. As of January 1, 2008 the Elevator Code will cease existence, any remaining funds in the Elevator Inspection Fund will be transferred to the Mechanical Safety Inspection Fund. Merging the three funds will ease the administrative burden of carrying out these programs.

Section 2: Amends §48-1809 by further clarifying that the funds from the Amusement Ride Act will be remitted to the Mechanical Safety Inspection Fund.

Section 3 amends §48-2501 to include section 4 of this bill within the Conveyance Safety Act.

Section 4 amends §48-418 to provide two alternative ways to become qualified to serve as the state elevator inspector, namely through five years experience in the installation, maintenance, and repair of elevators; or by certification as a qualified elevator inspector by an accredited association. These two qualifications are alternatives to the current qualification requirement of five years experience as a journeyman. The state elevator inspector now serving shall continue to serve unless removed by the Commissioner.

Reference to the elevator code is stricken and “inspector” is added to the list of individuals who are required to submit their social security number in their job application. Social security numbers will be kept confidential.

Section 5 amends §48-2503 to refer to the state elevator inspector appointed under section 4 of this bill.

Section 6 addresses the elimination of the Conveyance Inspection Fund from LB 209. It also establishes that the current fee schedules will remain in effect unless changed by the Commissioner.

Section 7 amends §48-2507 so the Act does not apply to the design of conveyances. Provides clarification to the installation inspection requirements for private residences. The former elevator code (in greater Nebraska) did not apply to private residence conveyances. Under this bill all private residences in the state will be subject to inspection at the time of installation.

Section 8 amends §48-2512, this section specifically states that the licensing requirements for mechanics (performing mechanical maintenance) are only applicable when the conveyance is located within counties with more than 100,000 inhabitants.

Section 9 provides an operative date of January 1, 2008.

Section 10 repeals original sections 48-1809, 48-418, 48-2501, 48-2503, 48-2506, 48-2507, and 48-2512.

Section 11 outright repeals 48-418.01, 48-418.02, 48-418.03, 48-418.05, 48-418.06, 48-418.07, 48-418.08, 48-418.10, 48-418.12, 48-418.11, 48-418.14, and 48-1810, Reissue Rev. Stat. and 48-418.04, 48-418.09 and 48-2505, Rev. Stat. Cum. Supp. 2006

Senator Abbie Cornett, Chairperson