**02-041**

**ELEVATOR AND TRAMWAY SAFETY PROGRAM**

**(***formerly* **02-386 – Board of Elevator and Tramway Safety)**

Maine Administrative Procedure Act

2015 - 2016 Regulatory Agenda

AGENCY UMBRELLA-UNIT NUMBER: **02-386**

AGENCY NAME: Department of Professional and Financial Regulation, Office of Professional and Occupational Regulation, **Elevator and Tramway Safety Program**

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**EMERGENCY RULES ADOPTED SINCE THE LAST REGULATORY AGENDA**: None

**EXPECTED 2015-2016 RULE-MAKING ACTIVITY:**

**CHAPTER 1**: Definitions

STATUTORY AUTHORITY: 32 M.R.S.A. §15202 and §15206

PURPOSE: This chapter defines specialized terms that are used in the program’s rules. This chapter will be revised to be consistent with the provisions of Public Law 2013 Chapter 70 enacted by the 126th Maine State Legislature.

SCHEDULE FOR ADOPTION: Within 1 year, if necessary.

AFFECTED PARTIES: Licensees, elevator and tramway owners, and the general public.

CONSENSUS-BASED RULE DEVELOPMENT: Not Contemplated.

**CHAPTER 3**: Variances

STATUTORY AUTHORITY: 32 M.R.S.A. §15204 and §15206

PURPOSE: This chapter establishes procedures for the filing of a petition for a variance. This chapter will be revised to be consistent with the provisions of Public Law 2013 Chapter 70 enacted by the 126th Maine State Legislature.

SCHEDULE FOR ADOPTION: Within 1 year, if necessary.

AFFECTED PARTIES: Licensees, elevator and tramway owners, and the general public.

CONSENSUS-BASED RULE DEVELOPMENT: Not Contemplated.

**CHAPTER 7**: Advisory Rulings

STATUTORY AUTHORITY: 32 M.R.S.A. §15206

PURPOSE: This chapter establishes the procedures for issuing advisory rulings. This chapter will be amended to be consistent with the provisions of Public Law 2013 Chapter 70 enacted by the 126th Maine State Legislature.

SCHEDULE FOR ADOPTION: Within 1 year, if necessary.

AFFECTED PARTIES: Licensees, elevator and tramway owners, and the general public.

CONSENSUS-BASED RULE DEVELOPMENT: Not Contemplated.

**CHAPTER 11**: National Codes Applicable to Elevators and Tramways

STATUTORY AUTHORITY: 32 M.R.S.A. §15206

PURPOSE: This chapter allows the adoption of national codes and standards that apply to elevators and tramways installed in the State of Maine. This chapter will be amended to be consistent with the provisions of Public Law 2013 Chapter 70 enacted by the 126th Maine State Legislature, and also will be amended in order to update the adopted code editions.

SCHEDULE FOR ADOPTION: Within 1 year, if necessary.

AFFECTED PARTIES: Licensees, elevator and tramway owners and the general public.

CONSENSUS-BASED RULE DEVELOPMENT: Not Contemplated.

**CHAPTER 13**: Elevators

STATUTORY AUTHORITY: 32 M.R.S.A. §15206, §15221, §15224, §15227, §15228 and §15229

PURPOSE: This chapter establishes the specific requirements for elevators. This chapter will be amended to be consistent with the provisions of Public Law 2013 Chapter 70 enacted by the 126th Maine State Legislature.

SCHEDULE FOR ADOPTION: Within 1 year, if necessary.

AFFECTED PARTIES: Licensees, elevator owners and the general public.

CONSENSUS-BASED RULE DEVELOPMENT: Not Contemplated.

**CHAPTER 15**: Tramways

STATUTORY AUTHORITY: 32 M.R.S.A. §15206, §15221, §15224 and §15229

PURPOSE: This chapter establishes the specific requirements for tramways. This chapter will be amended to be consistent with the provisions of Public Law 2013 Chapter 70 enacted by the 126th Maine State Legislature.

SCHEDULE FOR ADOPTION: Within 1 year, if necessary.

AFFECTED PARTIES: Tramway Owners and the general public.

CONSENSUS-BASED RULE DEVELOPMENT: Not Contemplated.

**CHAPTER 21**: Elevator Owners’ Duties and Responsibilities

STATUTORY AUTHORITY: 32 M.R.S.A. §15206, §15211, §15212, §15221 and §15229

PURPOSE: This chapter establishes standards for the general duties and responsibilities of owners of elevators. This chapter will be amended to be consistent with the provisions of Public Law 2013 Chapter 70 enacted by the 126th Maine State Legislature.

SCHEDULE FOR ADOPTION: Within 1 year, if necessary.

AFFECTED PARTIES: Elevator Owners and the general public.

CONSENSUS-BASED RULE DEVELOPMENT: Not Contemplated.

**CHAPTER 23**: Tramways Owners’ Duties and Responsibilities

STATUTORY AUTHORITY: 32 M.R.S.A. §15206, §15211, §15212, §15221 and §15229

PURPOSE: This chapter establishes standards for the general duties and responsibilities of owners of tramways. This chapter will be amended to be consistent with the provisions of Public Law 2013 Chapter 70 enacted by the 126th Maine State Legislature.

SCHEDULE FOR ADOPTION: Within 1 year, if necessary.

AFFECTED PARTIES: Tramway Owners and the general public.

CONSENSUS-BASED RULE DEVELOPMENT: Not Contemplated.

**CHAPTER 31**: Licensed Private Elevator Inspectors

STATUTORY AUTHORITY: 32 M.R.S.A. §15206, §15208, §15216-C, §15221 and §15226

PURPOSE: This chapter establishes standard requirements for initial and annual licensure of private elevator inspectors. This chapter will be amended to be consistent with the provisions of Public Law 2013 Chapter 70 enacted by the 126th Maine State Legislature.

SCHEDULE FOR ADOPTION: Within 1 year, if necessary.

AFFECTED PARTIES: Licensees and the general public.

CONSENSUS-BASED RULE DEVELOPMENT: Not Contemplated.

**CHAPTER 33**: Licensed Private Tramway Inspectors

STATUTORY AUTHORITY: 32 M.R.S.A. §15206, §15209, §15216-C, §15221 and §15226

PURPOSE: This chapter establishes standard requirements for initial and renewal licensure of private tramway inspectors. This chapter will be amended to be consistent with the provisions of Public Law 2013 Chapter 70 enacted by the 126th Maine State Legislature.

SCHEDULE FOR ADOPTION: Within 1 year, if necessary.

AFFECTED PARTIES: Licensees and the general public.

CONSENSUS-BASED RULE DEVELOPMENT: Not Contemplated.

**CHAPTER 35**: Licensed Wire Rope Inspectors

STATUTORY AUTHORITY: 32 M.R.S.A. §15206, §15209-A, §15216-C, §15221 and §15226

PURPOSE: This chapter establishes standard requirements for initial and renewal licensure of private wire rope inspectors. This chapter will be amended to be consistent with the provisions of Public Law 2013 Chapter 70 enacted by the 126th Maine State Legislature.

SCHEDULE FOR ADOPTION: Within 1 year, if necessary.

AFFECTED PARTIES: Licensees and the general public.

CONSENSUS-BASED RULE DEVELOPMENT: Not Contemplated.

**CHAPTER 37**: Licensed Elevator Mechanics

STATUTORY AUTHORITY: 32 M.R.S.A. §15206, §15213-15216 and §15216-C

PURPOSE: This chapter establishes standard requirements for initial and renewal licensure of elevator mechanics. This chapter will be amended to be consistent with the provisions of Public Law 2013 Chapter 70 enacted by the 126th Maine State Legislature.

SCHEDULE FOR ADOPTION: Within 1 year, if necessary.

AFFECTED PARTIES: Licensees and the general public.

CONSENSUS-BASED RULE DEVELOPMENT: Not Contemplated.

**CHAPTER 39**: Licensed Lift Mechanics

STATUTORY AUTHORITY: 32 M.R.S.A. §15206, §15213-15216 and §15216-C

PURPOSE: This chapter establishes standard requirements for initial and renewal licensure of lift mechanics. This chapter will be amended to be consistent with the provisions of Public Law 2013 Chapter 70 enacted by the 126th Maine State Legislature.

SCHEDULE FOR ADOPTION: Within 1 year, if necessary.

AFFECTED PARTIES: Licensees and the general public.

CONSENSUS-BASED RULE DEVELOPMENT: Not Contemplated.

**CHAPTER 41**: Elevator Contractors

STATUTORY AUTHORITY: 32 M.R.S.A. §15206 and §15208-A

PURPOSE: This chapter establishes standard requirements for initial and renewal registration of elevator contractors. This chapter will be amended to be consistent with the provisions of Public Law 2013 Chapter 70 enacted by the 126th Maine State Legislature.

SCHEDULE FOR ADOPTION: Within 1 year, if necessary.

AFFECTED PARTIES: Licensees and the general public.

CONSENSUS-BASED RULE DEVELOPMENT: Not Contemplated.