

Amendment No. ____ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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The Council for Smarter Government offered the following:

Amendment (with title amendment)

On page 17, between lines 18 and 19, of the bill

insert:

Section 8. Section 399.061, Florida Statutes, is amended to read:

399.061 Inspections; correction of deficiencies.--

(1)(a) All elevators or other conveyances subject to this chapter must be annually inspected by a certified elevator inspector through a third-party inspection service, or by a municipality or county under contract with the division pursuant to s. 399.13. ~~If the elevator or other conveyance is by a third-party inspection service certified as a qualified elevator inspector or maintained pursuant to a service maintenance contract continuously in force,~~ it shall be inspected at least once every two years by a certified elevator inspector not employed by or otherwise associated with the maintenance company; however, if the elevator is not an escalator or a dumbwaiter and the elevator serves only two

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1 adjacent floors and is covered by a service maintenance
2 contract, no inspection shall be required so long as the
3 service contract remains in effect. A statement verifying the
4 existence, performance, and cancellation of each service
5 maintenance contract must be filed annually with the division
6 as prescribed by rule. ~~All elevators covered by a service~~
7 ~~maintenance contract shall be inspected by a~~
8 ~~certificate of competency holder at least once every 2 years;~~
9 ~~however, if the elevator is not an escalator or a dumbwaiter~~
10 ~~and the elevator serves only two adjacent floors and is~~
11 ~~covered by a service maintenance contract, no inspection shall~~
12 ~~be required so long as the service contract remains in effect.~~

13 (b) The division may inspect an elevator whenever
14 necessary to ensure its safe operation or when a third-party
15 inspection service is not available for routine inspection.

16 (2) The division may ~~shall~~ employ state elevator
17 inspectors to conduct the inspections as required by
18 subsection (1) and may charge an inspection fee for each
19 inspection sufficient to cover the costs of that inspection,
20 as provided by rule. Each state elevator inspector shall hold
21 a certificate of competency issued by the division.

22 (3) Whenever the division determines from the results
23 of any inspection that, in the interest of the public safety,
24 an elevator is in an unsafe condition, the division may seal
25 the elevator or order the discontinuance of the use of the
26 elevator until the division determines by inspection that such
27 elevator has been satisfactorily repaired or replaced so that
28 the elevator may be operated in a safe manner.

29 (4) When the division determines that an elevator is
30 in violation of this chapter, the division may issue an order
31 to the elevator owner requiring correction of the violation.

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1 ===== T I T L E A M E N D M E N T =====
2 And the title is amended as follows:
3 On page 1, at the end of line 21,
4 remove from the title of the bill: nothing
5
6 and insert in lieu thereof:
7 399.061, F.S.; revising provisions relating to
8 the inspection of elevators; amending s.
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