

By Senator Constantine

22-926-04

1 A bill to be entitled
2 An act relating to the Elevator Safety
3 Technical Advisory Committee; creating s.
4 399.1061, F.S.; reestablishing the committee
5 within the Division of Hotels and Restaurants
6 of the Department of Business and Professional
7 Regulation, notwithstanding abolishment of the
8 committee pursuant to law; providing for the
9 membership of the committee; requiring the
10 committee to provide technical assistance to
11 the division; providing for terms of office and
12 for payment of per diem and travel expenses;
13 providing for members of the committee whose
14 terms expired on December 31, 2003, but who
15 have not completed a 4-year term, to continue
16 to hold office until completion of a 4-year
17 term; repealing s. 399.106, F.S., relating to
18 the former Elevator Safety Technical Advisory
19 Committee; providing an effective date.

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21 Be It Enacted by the Legislature of the State of Florida:

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23 Section 1. Section 399.1061, Florida Statutes, is
24 created to read:

25 399.1061 Elevator Safety Technical Advisory
26 Committee.--

27 (1) The Elevator Safety Technical Advisory Committee
28 is created within the Division of Hotels and Restaurants of
29 the Department of Business and Professional Regulation and
30 shall consist of eight members, to be appointed by the
31 Secretary of Business and Professional Regulation as follows:

1 one representative from a major elevator manufacturing company
2 or its authorized representative; one representative from an
3 elevator servicing company; one representative from a building
4 design profession; one representative of the general public;
5 one representative of a local government in this state; one
6 representative of a building owner or manager; one
7 representative of labor involved in the installation,
8 maintenance, and repair of elevators; and one representative
9 who is a certified elevator inspector from a private
10 inspection service. The committee shall provide technical
11 assistance to the division in support of protecting the
12 health, safety, and welfare of the public and shall give the
13 division the benefit of the committee members' knowledge and
14 experience concerning the industries and individual businesses
15 affected by the laws and rules administered by the division.

16 (2) The committee members shall serve staggered terms
17 of 4 years to be set by rule without salary, but are entitled
18 to reimbursement for per diem and travel expenses as provided
19 in s. 112.061. The committee shall appoint one of the members
20 to serve as chair.

21 (3) The committee may consult with engineering
22 authorities and organizations concerned with standard safety
23 codes for recommendations to the department regarding rules
24 governing the operation, maintenance, servicing, construction,
25 alteration, installation, or inspection of vertical
26 conveyances subject to this chapter.

27 Section 2. Any member of the Elevator Safety Technical
28 Advisory Committee whose term of office was terminated on
29 December 31, 2003, as provided by section 399.106, Florida
30 Statutes, but who had held the appointment for less than 4
31 years on that date shall be reappointed for the remainder of

1 his or her 4-year term. The Secretary of Business and
2 Professional Regulation shall appoint the other members of the
3 committee to staggered terms of office as provided by section
4 399.1061, Florida Statutes.

5 Section 3. Section 399.106, Florida Statutes, is
6 repealed.

7 Section 4. This act shall take effect upon becoming a
8 law.

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SENATE SUMMARY

Reestablishes the Elevator Safety Technical Advisory Committee within the Division of Hotels and Restaurants of the Department of Business and Professional Regulation, which expired on December 31, 2003, by operation of law. Provides for members of the committee whose terms expired on December 31, 2003, but who had not completed a 4-year term, to continue to hold office until completion of a 4-year term.