

LEGISLATIVE BILL 36

Approved by the Governor February 12, 1987

Introduced by Labeledz, 5, Chairperson, Executive Board

AN ACT relating to elevators; to amend sections 48-418, 48-418.07, 48-418.12, and 48-418.13, Reissue Revised Statutes of Nebraska, 1943; to rename a code; to harmonize provisions; and to repeal the original sections.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 48-418, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

48-418. The Commissioner of Labor shall, on or before the first day of July 1965, appoint a state elevator inspector, subject to the approval of the Governor, who shall work under the direct supervision of the commissioner. The person so appointed shall be qualified by not less than five years' journeyman experience in elevator installation, maintenance, and inspection as determined by the Commissioner of Labor; and ~~must~~ shall be familiar with the inspection process provided by the Nebraska Elevator Code provided under section 48-418.12. The commissioner, subject to the approval of the Governor, may appoint deputy inspectors possessing the same qualifications as the state elevator inspector.

Sec. 2. That section 48-418.07, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

48-418.07. The inspections required by sections 48-418 to 48-418.12 shall not be made ~~where~~ when any owner or user of any equipment obtains an inspection by a representative of a reputable insurance company licensed to do business in Nebraska, obtains a policy of insurance from such company upon the equipment, and files with the Commissioner of Labor a certificate of inspection by such insurance company and a statement that such equipment is insured, and no fee shall be required. No inspection shall be required under sections 48-418 to 48-418.12 when there has been an annual inspection under a city ordinance which meets the standards of the ~~state elevator code~~ Nebraska Elevator Code.

Sec. 3. That section 48-418.12, Reissue

Revised Statutes of Nebraska, 1943, be amended to read as follows:

48-418.12. The American National Standard Safety Code A 17.1 as published by the American Society of Mechanical Engineers as amended as of March 25, 1982, may be adopted as a rule and regulation by the Commissioner of Labor and shall thereafter be known as the Nebraska Elevator Code. A copy of this code, if so adopted, shall be kept on file in the office of the Commissioner of Labor. Any amendment or change thereafter made in such code shall become effective in this state only after public notice and hearing ~~thereon~~ as provided in sections 84-901 to 84-908.

Sec. 4. That section 48-418.13, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

48-418.13. ~~On or before July 1, 1968, all~~ All elevators equipped with photoelectric tube devices, which control the closing of automatic, power-operated elevator doors, except those having fire service as provided in the Nebraska Elevator Code provided under section 48-418.12, with ionization or smoke detectors, shall have a switch in the elevator car which, when actuated, will render the photoelectric tube device ineffective.

~~This~~ The switch shall be constant pressure type, requiring not less than ten pounds nor more than fifteen pounds pressure to actuate. It shall be located not less than six feet nor more than six feet, six inches above the car floor, and shall be in or adjacent to the operating panel.

The switch shall be clearly labeled To Be Used In Case Of Fire Only. The switch shall be under glass shield to prevent its indiscriminate use by the public.

Sec. 5. That original sections 48-418, 48-418.07, 48-418.12, and 48-418.13, Reissue Revised Statutes of Nebraska, 1943, are repealed.