

AN ACT

relating to the regulation of elevators, escalators, and related equipment.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subdivisions (5), (6), and (8), Section 754.011, Health and Safety Code, are amended to read as follows:

(5) "ASCE Code 21" means the American Society of Civil Engineers Code 21 for people movers operated by cables, as it existed on January 1, 2004, or any subsequent revision of that code adopted after a review by the commission, as required by law.

(6) "ASME Code A17.1" means the American Society of Mechanical Engineers Safety Code for Elevators and Escalators (Bi-national standard with CSA B44-2007), ASME A17.1/CSA-B44, as it existed on January 1, 2004, or any subsequent revision of that code adopted after a review by the commission, as required by law [~~A17.1~~].

(8) "ASME Code A18.1" means the American Society of Mechanical Engineers Safety Code for Platform Lifts and Stairway Chairlifts A18.1, as it existed on January 1, 2004, or any subsequent revision of that code adopted after a review by the commission, as required by law.

SECTION 2. Section 754.014, Health and Safety Code, is amended by adding Subsections (l) and (m) to read as follows:

(l) Standards adopted by the commission may include and be

1 guided by revised versions of ASME Code A17.1, ASME Code A18.1, and
2 ASCE Code 21, as appropriate.

3 (m) The executive director may on application of a person
4 and in accordance with procedures adopted by the commission, grant
5 a variance to allow the installation of new technology if the new
6 component, system, subsystem, function, or device is equivalent or
7 superior to the standards adopted by the commission.

8 SECTION 3. Subsection (d), Section 754.015, Health and
9 Safety Code, is amended to read as follows:

10 (d) The executive director may charge a reasonable fee as
11 set by the commission for:

12 (1) registering or renewing registration of an
13 inspector;

14 (2) registering or renewing registration of a
15 contractor;

16 (3) applying for a certificate of compliance;

17 (4) filing an inspection report as required by Section
18 754.019(a)(3), 30 days or more after the date the report is due, for
19 each day the report remains not filed after the date the report is
20 due;

21 (5) applying for a waiver, variance, or delay; and

22 (6) attending a continuing education program
23 sponsored by the department for registered QEI-1 inspectors.

24 SECTION 4. Subdivision (11), Section 754.011, Health and
25 Safety Code, is repealed.

26 SECTION 5. This Act takes effect immediately if it receives
27 a vote of two-thirds of all the members elected to each house, as

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1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2007.

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 1729 passed the Senate on May 3, 2007, by the following vote: Yeas 31, Nays 0; and that the Senate concurred in House amendments on May 25, 2007, by the following vote: Yeas 30, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 1729 passed the House, with amendments, on May 23, 2007, by the following vote: Yeas 144, Nays 0, two present not voting.

Chief Clerk of the House

Approved:

Date

Governor