

By: Ward Johnson

H.B. No. 3337

A BILL TO BE ENTITLED

AN ACT

relating to semiannual inspections for elevators, escalators, and related equipment.

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

SECTION 1. Section 754.011, Health and Safety Code, is amended by adding Subdivision (21-a) to read as follows:

(21-a) "Semiannual inspection" means an inspection of equipment performed twice in a 12-month period in accordance with the applicable ASME Code A17.1, ASME Code A17.3, ASME Code A18.1, or ASCE Code 21. The term includes an acceptance inspection performed within that period.

SECTION 2. Sections 754.015(a) and (c), Health and Safety Code, are amended to read as follows:

(a) The commission by rule shall provide for:

(1) a semiannual [~~an annual~~] inspection and certification of the equipment covered by standards adopted under this chapter;

(2) enforcement of those standards;

(3) registration, including certification, of elevator inspectors;

(4) registration of contractors;

(5) the procedures by which a certificate of compliance is issued and displayed;

(6) notification to building owners, architects, and

1 other building industry professionals regarding the necessity of  
2 semiannually [~~annually~~] inspecting equipment;

3 (7) approval of continuing education programs for  
4 registered elevator inspectors;

5 (8) standards of conduct for individuals who are  
6 registered under this chapter;

7 (9) general liability insurance written by an insurer  
8 authorized to engage in the business of insurance in this state or  
9 an eligible surplus lines insurer, as defined by Section 981.002,  
10 Insurance Code, as a condition of contractor registration with  
11 coverage of not less than:

12 (A) \$1 million for each single occurrence of  
13 bodily injury or death; and

14 (B) \$500,000 for each single occurrence of  
15 property damage;

16 (10) the submission and review of plans for the  
17 installation or alteration of equipment;

18 (11) continuing education requirements for renewal of  
19 contractor registration;

20 (12) maintenance control programs, maintenance,  
21 repair, and parts manuals, and product-specific inspection,  
22 testing, and maintenance procedures;

23 (13) the method and manner of reporting accidents and  
24 reportable conditions to the department; and

25 (14) an owner's designation of an agent for purposes of  
26 this chapter.

27 (c) The commission by rule may require a reinspection or

1 recertification of equipment if:

2 (1) the equipment has been altered;

3 (2) the equipment poses a significant threat to  
4 passenger or worker safety; or

5 (3) a semiannual [~~an annual~~] inspection report  
6 indicates an existing violation has continued longer than permitted  
7 in a delay granted by the executive director.

8 SECTION 3. Section 754.019(a), Health and Safety Code, is  
9 amended to read as follows:

10 (a) The owner shall:

11 (1) have the equipment inspected semiannually  
12 [~~annually~~] by a registered elevator inspector, unless the equipment  
13 has been removed from service in accordance with commission rules;

14 (2) obtain an inspection report from the inspector  
15 evidencing that all equipment in a building on the real property was  
16 inspected in accordance with this chapter and rules adopted under  
17 this chapter;

18 (3) file with the executive director each inspection  
19 report, and all applicable fees, not later than the 30th calendar  
20 day after the date on which an inspection is made under this  
21 chapter;

22 (4) display the certificate of compliance for the  
23 equipment in a publicly visible area as defined by commission rule;  
24 and

25 (5) maintain the equipment in compliance with the  
26 standards and codes adopted under commission rules.

27 SECTION 4. Section 754.0235(a), Health and Safety Code, is

1 amended to read as follows:

2 (a) An emergency order issued in accordance with Section  
3 754.0234 may also direct an owner to disconnect power to or lock out  
4 equipment if:

5 (1) the department determines imminent and  
6 significant danger to passenger or worker safety exists if action  
7 is not taken immediately; or

8 (2) a semiannual [~~an annual~~] inspection has not been  
9 performed in more than two years.

10 SECTION 5. Section 754.011(4), Health and Safety Code, is  
11 repealed.

12 SECTION 6. This Act takes effect September 1, 2025.