

**TITLE 380. DEPARTMENT OF LABOR
CHAPTER 70. ELEVATOR SAFETY ACT**

SUBCHAPTER 3. ADMINISTRATION

380:70-3-8. Certificates of Operation

- (a) Any conveyance inspected in accordance with the provisions of this Act and found to be, in the opinion of the inspector, safe for continued operation and in compliance with the requirements of this Act, and upon payment of the required fee to the Department, shall be issued a Certificate of Operation by the Department.
- (b) All Certificates of Operation issued by the Department shall be maintained in a suitable frame under transparent cover.
- (c) All Certificates of Operation issued by the Department shall contain at a minimum the name and complete mailing address of the structure where the conveyance is installed or erected, the state identification number assigned to the conveyance, the date of the most recent inspection and the expiration date of the Certificate of Operation.
- (d) The required Certificates of Operation shall be posted conspicuously as follows:
- (1) inside elevator cars or in the main lobby (landing) adjacent to elevator call station, or
 - (2) ~~inside escalator and moving walkway machinery rooms, or~~
 - (3) ~~in some other location acceptable to the Department.~~ for escalators, at the base of the balustrade at the lower level of the escalator.
- (e) ~~If the Certificate of Operation is not conspicuously displayed in, upon, or adjacent to the conveyance for viewing by the general public, the conveyance must be equipped with a sign, placard, or other device informing those persons utilizing the conveyance of the location of the valid Certificate of Operation. The Certificate of Operation shall be conspicuously displayed in, upon, or adjacent to the conveyances for viewing by the general public.~~
- (f) When an elevator or conveyance with a valid Certificate of Operation undergoes an alteration or is remodeled, the Certificate of Operation becomes invalid. To release the altered or remodeled elevator for use by the general public, the elevator must pass an inspection conducted by the Department.

380:70-3-9. Temporary Certificates of Operation

- (a) Temporary Certificates of Operation may be issued for established elevators or conveyances after the required inspection to renew a Certificate of Operation subject to the following conditions:
- (1) When a routine inspection is performed and the inspector finds that the elevator or conveyance does not comply with the provisions of the Act, the inspector will explain what the violations are, what repairs are required, and shall also document them on an inspection report and/or checkoff list. Upon agreement of a reinspection date between the inspector and the owner or lessee of not more than 60 days, the inspector may issue a Temporary Certificate of Operation for the elevator or conveyance.
 - (2) Elevators or conveyances granted a Temporary Certificate of Operation shall be re-inspected prior to the expiration date of the Temporary Certificate of Operation. If any of the conditions that caused the issuance of a Temporary Certificate of Operation are found to have not been corrected, no further Certificates shall be issued and the Chief Elevator Inspector

shall be consulted about future operations of the unit including but not limited to extensions of time, restricted operations or up to being Red Tagged.

(3) The issuance of a Temporary Certificate of Operation shall be reported to the Department by the inspector within 24 hours or the first working day after its issuance.

(b) Temporary Certificates of Operation may be issued for new elevators or conveyances at the request of a licensed elevator contractor for elevators or conveyances and personnel hoists in accordance with the following requirements:

(1) Issuance for Elevators. The Chief Elevator Inspector or a Special or Certificate Inspector may allow the temporary use of any elevator for passenger or freight service, not for use by the general public, during its new installation or alteration under the authority of a Temporary Certificate of Operation, issued for each class of service. Such limited certificates shall not be issued for elevators until the elevator has been tested, electric elevators with a capacity of 125% load test of the brake holding and stopping, and rated load test of the car safeties, hydraulic elevators test with the rated load, working and relief pressure, hoistway door interlocks, car door switch, and terminal stopping devices have been tested to determine the safety of the equipment for the specified construction purposes. These test reports shall be kept on site for the inspector to review.

(2) Issuance for Personnel Hoists and Transport Platforms. The Chief Elevator Inspector may allow the temporary use of any personnel hoist or transport platform under the authority of a Temporary Certificate of Operation. Such limited certificate shall not be issued until the personnel hoist or transport platform has been tested with a rated load, and the car ~~safety~~ safeties, hoistway door interlocks, car door switch, and terminal stopping devices, as applicable, have been tested to determine the safety of the equipment.

(3) Expiration. Temporary Certificates of Operation issued in accordance with Subsections (b)(1) and (b)(2) shall expire pursuant to the following:

(A) Temporary Certificates of Operation for new elevators or conveyances may be issued for a period not to exceed ninety (90) days.

(B) Temporary Certificates of Operation for personnel hoists and transport platforms may be issued for a period not to exceed ninety (90) days.

(C) Such certificates may be renewed at the discretion of the Chief Elevator Inspector upon receiving a written request showing justifiable cause for renewal.

(c) In addition to any other fee provided for in the Act, a fee for the issuance of a Temporary Certificate of Operation shall be assessed and paid to the Department.

SUBCHAPTER 11. GENERAL REQUIREMENTS

380:70-11-1. Report of inspection

(a) A report of inspection shall be completed and submitted to the Department for every inspection conducted as required by the provisions of the Act and this Chapter. Reports of inspection shall be on forms acceptable to the Department.

(b) Special Inspectors and Certificate Inspectors shall submit reports of inspection to the Department within ~~thirty (30)~~ seven (7) days of the completion of the inspection.

(c) Reports of inspection shall be provided to the owner/operator, contractor or his/her authorized agent at the time of the inspection or soon thereafter, but in no instance more than ~~thirty (30)~~ seven (7) days following the completion of the inspection.