

# MAINE STATE LEGISLATURE

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1 (New Draft of H.P. 531, L.D. 751)  
2 FIRST REGULAR SESSION  
3

4 ONE HUNDRED AND TWELFTH LEGISLATURE  
5

6 Legislative Document

No. 1518

7  
8 H.P. 1043

House of Representatives, May 13, 1985

9 Reported by Representative Brannigan from the Committee on Business  
10 and Commerce and printed under Joint Rule 2. Original bill sponsored by  
11 Representative Racine of Biddeford. Cosponsored by Representative Kimball  
of Buxton, Representative Hillock of Gorham and Senator Black of  
Cumberland.

EDWIN H. PERT, Clerk

12  
13 STATE OF MAINE  
14

15 IN THE YEAR OF OUR LORD  
16 NINETEEN HUNDRED AND EIGHTY-FIVE  
17

18 AN ACT Concerning the Composition of the  
19 Board of Elevator and Tramway Safety.  
20

21 Be it enacted by the People of the State of Maine as  
22 follows:

23 Sec. 1. 26 MRSA §472, sub-§12-A is enacted to  
24 read:

25 12-A. Physically handicapped person. "Physical-  
26 ly handicapped person" means a person who has a  
27 physiological disability, infirmity, malformation,  
28 disfigurement or condition which eliminates or se-  
29 verely limits the person's ability to have access to  
30 his environment by normal ambulatory function, there-  
31 by necessitating the use of crutches, a wheelchair or  
32 other similar device for locomotion.

33 Sec. 2. 26 MRSA §475, 2nd ¶, as amended by PL  
34 1981, c. 168, §26, is further amended to read:

1 The board shall consist of 9 members, of whom 7 6  
2 shall be appointed to membership by the director,  
3 subject to the approval of the Governor. Each member  
4 shall hold office until his successor is duly ap-  
5 pointed. At the expiration of each member's term, his  
6 successor shall be appointed by the director, subject  
7 to the approval of the Governor, from the same clas-  
8 sification in accordance with this section for a term  
9 of 4 years. In case of a vacancy in board membership,  
10 the director, with the approval of the Governor,  
11 shall appoint a member of the proper classification  
12 to serve the term of the absent member. Of the 7  
13 appointed 6 members of the board, appointed by the  
14 director, one shall be representative of owners or  
15 lessees of elevators within the State; one shall be a  
16 representative of manufacturers of elevators; one  
17 shall be a representative of insurance companies li-  
18 icensed to insure elevators and tramways in the State;  
19 one shall be a licensed elevator mechanic; one shall  
20 be a representative of a ski area operator presently  
21 operating tramways in the State; one shall be a qual-  
22 ified licensed professional engineer, who is familiar  
23 with tramway design, inspection and operation;  
24 and one shall be a representative of the skiing public  
25 who regularly uses tramways public member. The 7th  
26 member of the board shall be a physically handicapped  
27 person appointed by the Director of the Bureau of Re-  
28 habilitation, subject to the approval of the Gover-  
29 nor, for a term of 4 years. The 8th member of the  
30 board shall be a member of the Division of Fire Pre-  
31 vention appointed by the Commissioner of Public Safe-  
32 ty and the 9th member of the board shall be the Di-  
33 rector of the Bureau of Labor Standard Standards, who  
34 shall be chairman of the board.

35 STATEMENT OF FACT

36 This new draft removes the board member who is a  
37 representative of insurance companies, adds a member  
38 who is a physically handicapped person and changes  
39 the public member's position from a person who is a  
40 representative of the skiing public to a person who  
41 is a public member.

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