

MAINE STATE LEGISLATURE

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121st MAINE LEGISLATURE

FIRST REGULAR SESSION-2003

Legislative Document

No. 1243

H.P. 917

House of Representatives, March 6, 2003

An Act To Exclude Inclined Stairway Chairlifts from the Definition of Elevator

Reference to the Committee on Business, Research and Economic Development suggested
and ordered printed.

Millicent M. MacFarland

MILLICENT M. MacFARLAND

Clerk

Presented by Representative ANNIS of Dover-Foxcroft.

Cosponsored by Representatives: PEAVEY-HASKELL of Greenbush, PINEAU of Jay,
RICHARDSON of Greenville, TOBIN of Windham, TOBIN of Dexter, Senators: DAVIS of
Piscataquis, SAWYER of Penobscot, WOODCOCK of Franklin.

2
3 **Be it enacted by the People of the State of Maine as follows:**

4 **Sec. 1. 32 MRSA §15202, sub-§5**, as amended by PL 1999, c. 386,
Pt. X, §2, is further amended to read:

6 **5. Elevator.** "Elevator" includes an escalator or a manlift
and means a guided hoisting and lowering mechanism equipped with
8 a car, platform or load-carrying unit, including doors, well,
enclosures, means and appurtenances. "Elevator" does not include
10 an inclined stairway chairlift, a conveyor, chain or bucket hoist
or a tiering, piling or feeding device.

12 **Sec. 2. 32 MRSA §15202, sub-§7-A-1** is enacted to read:

14 **7-A-1. Inclined stairway chairlift.** "Inclined stairway
16 chairlift" means a device used to transport persons with physical
limitations over architectural barriers.

18 **Sec. 3. 32 MRSA §15225-A, sub-§2-A** is enacted to read:

20 **2-A. Annual inspection of inclined stairway chairlifts;**
22 **fee.** The annual fee for the required inspections of inclined
stairway chairlifts may not exceed \$50.

24 **Sec. 4. Review; report.** The Board of Elevator and Tramway
26 Safety shall review the minimum safety standards applicable to
inclined stairway chairlifts published by the American Society of
28 Mechanical Engineers and shall propose any changes to the laws
governing the installation, operation, maintenance and use of
30 inclined stairway chairlifts necessitated by the exclusion of
inclined stairway chairlifts from the definition of elevator in
32 the Maine Revised Statutes, Title 32, section 15202, subsection
5. The board shall submit, no later than December 3, 2003, its
34 findings, along with any necessary implementing legislation, to
the Joint Standing Committee on Business, Research and Economic
36 Development. Following receipt and review of the report, the
committee may report out legislation based on the report to the
38 Second Regular Session of the 121st Legislature.

40 **SUMMARY**

42 This bill removes inclined stairway chairlifts from the
44 definition of "elevator," establishes an annual inspection fee
cap of \$50 for such chairlifts and directs the Board of Elevator
46 and Tramway Safety to propose any changes to the laws governing
the installation, operation, maintenance and use of such
48 chairlifts necessitated by the exclusion of inclined stairway
chairlifts from the definition of "elevator."