
SENATE BILL 6650

State of Washington

58th Legislature

2004 Regular Session

By Senators Keiser and Hewitt; by request of Department of Labor & Industries

Read first time 01/28/2004. Referred to Committee on Commerce & Trade.

1 AN ACT Relating to providing the department of labor and industries
2 with the rule-making authority to address recommendations of the
3 elevator safety advisory committee relating to the licensing of private
4 residence conveyance work; amending RCW 70.87.240; adding a new section
5 to chapter 70.87 RCW; and creating a new section.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

7 NEW SECTION. **Sec. 1.** The legislature finds that individuals
8 performing conveyance work on private residence conveyances must be
9 licensed by the department of labor and industries. However, the
10 licensing requirements for this type of work need not be to the same
11 level as those established for conveyance work in circumstances where
12 the general public has access to the conveyances. The legislature
13 further finds that the department of labor and industries should be
14 given the authority to develop the licensing requirements for this type
15 of work using the normal rule-making process established under chapter
16 34.05 RCW. Lastly, the legislature finds that private residence
17 conveyance maintenance work that is performed by an owner or at the
18 direction of the owner is exempt from licensing if the owner resides in

1 the residence at which the conveyance is located and the conveyance is
2 not accessible to the general public.

3 **Sec. 2.** RCW 70.87.240 and 2003 c 143 s 2 are each amended to read
4 as follows:

5 (1) Any person, firm, public agency, or company wishing to engage
6 in the business of performing conveyance work within the state must
7 apply for an elevator contractor license with the department on a form
8 provided by the department and be a registered general or specialty
9 contractor under chapter 18.27 RCW.

10 (2) Except as provided by RCW 70.87.270, any person wishing to
11 perform conveyance work within the state must apply for an elevator
12 mechanic license with the department on a form provided by the
13 department.

14 (3) An elevator contractor license may not be granted to any person
15 or firm who does not possess the following qualifications:

16 (a) Five years' experience performing conveyance work, as verified
17 by current and previous elevator contractors licensed to do business;
18 or

19 (b) Satisfactory completion of a written examination administered
20 by the department on this chapter and the rules adopted under this
21 chapter.

22 (4) Except as provided in subsection (5) of this section, section
23 3 of this act, and RCW 70.87.245, an elevator mechanic license may not
24 be granted to any person who does not possess the following
25 qualifications:

26 (a) An acceptable combination of documented experience and
27 education credits: Not less than three years' experience performing
28 conveyance work, as verified by current and previous employers licensed
29 to do business in this state or public agency employers; and

30 (b) Satisfactory completion of a written examination administered
31 by the department on this chapter and the rules adopted under this
32 chapter.

33 (5) Any person who furnishes the department with acceptable proof
34 that he or she has performed conveyance work in the category for which
35 a license is sought shall upon making application for a license and
36 paying the license fee receive a license without an examination. The
37 person must have:

1 (a) Worked without direct and immediate supervision for a general
2 or specialty contractor registered under chapter 18.27 RCW and engaged
3 in the business of performing conveyance work in this state. This
4 employment may not be less than each and all of the three years
5 immediately before March 1, 2004. The person must apply within ninety
6 days after the effective date of rules adopted under this chapter
7 establishing licensing requirements;

8 (b) Worked without direct and immediate supervision for an owner
9 exempt from licensing requirements under RCW 70.87.270 or a public
10 agency as an individual responsible for maintenance of conveyances
11 owned by the owner exempt from licensing requirements under RCW
12 70.87.270 or the public agency. This employment may not be less than
13 each and all of the three years immediately before March 1, 2004. The
14 person must apply within ninety days after the effective date of rules
15 adopted under this chapter establishing licensing requirements;

16 (c) Obtained a certificate of completion and successfully passed
17 the mechanic examination of a nationally recognized training program
18 for the elevator industry such as the national elevator industry
19 educational program or its equivalent; or

20 (d) Obtained a certificate of completion of an apprenticeship
21 program for an elevator mechanic, having standards substantially equal
22 to those of this chapter, and registered with the Washington state
23 apprenticeship and training council.

24 (6) A license must be issued to an individual holding a valid
25 license from a state having entered into a reciprocal agreement with
26 the department and having standards substantially equal to those of
27 this chapter, upon application and without examination.

28 NEW SECTION. **Sec. 3.** A new section is added to chapter 70.87 RCW
29 to read as follows:

30 (1) The department shall, by rule, establish licensing requirements
31 for conveyance work performed on private residence conveyances. These
32 rules shall include an exemption from licensing for maintenance work on
33 private residence conveyances performed by an owner or at the direction
34 of the owner, provided the owner resides in the residence at which the
35 conveyance is located and the conveyance is not accessible to the
36 general public. However, maintenance work performed on private
37 residence conveyances located in or at adult family homes licensed

1 under chapter 70.128 RCW, boarding homes licensed under chapter 18.20
2 RCW, or similarly licensed caregiving facilities must comply with the
3 licensing requirements of this chapter.

4 (2) The rules adopted under this section take effect July 1, 2004.

--- END ---