

ENGROSSED HOUSE AMENDMENT
TO
ENGROSSED SENATE BILL NO. 952

By: Leftwich and Snyder of
the Senate

and

Paulk of the House

An Act relating to professions and occupations; which relates to injury reports; requiring reporting of injuries resulting from operation or malfunction of elevators; requiring annual report by Construction Industries Board; defining terms and providing exclusions; granting the Board certain authority; establishing penalty; providing for codification; and providing an effective date.

AMENDMENT NO. 1. Strike the title, enacting clause and entire bill and insert

"An Act relating to professions and occupations; requiring reporting of injuries resulting from operation or malfunction of elevators; requiring annual report by Construction Industries Board; defining terms and providing exclusions; granting the Board certain authority; providing for codification; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 3009 of Title 59, unless there is created a duplication in numbering, reads as follows:

A. Beginning January 1, 2003, the owner or lessee of every elevator in service in this state shall report to the Construction Industries Board any injury which occurs as a result of the operation or malfunction of an elevator.

B. Beginning January 1, 2004 and annually thereafter, the Construction Industries Board shall submit a report of the data

collected pursuant to this section to the Governor, the President Pro Tempore of the Senate and the Speaker of the House of Representatives.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 3010 of Title 59, unless there is created a duplication in numbering, reads as follows:

A. Except as provided in subsection B of this section, "elevator" means any device for lifting or moving people, cargo, or freight within, or adjacent and connected to, a structure or excavation, and includes any escalator, power-driven stairway or stairway chair lift.

B. The term "elevator" does not mean any:

1. Amusement ride or device subject to inspection and regulation by the Oklahoma Department of Labor;

2. Mining equipment subject to inspection and regulation by the Department of Mines; or

3. Aircraft, railroad car, boat, barge, ship, truck, or other self-propelled vehicle or component thereof.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 3011 of Title 59, unless there is created a duplication in numbering, reads as follows:

Pursuant to Article I of the Administrative Procedures Act, the Construction Industries Board shall have the power to promulgate rules as may be necessary to collect and maintain injury reports as required in Section 1 of this act.

SECTION 4. This act shall become effective November 1, 2002."

Passed the House of Representatives the 9th day of April, 2002.

Presiding Officer of the House of
Representatives

Passed the Senate the ____ day of _____, 2002.

Presiding Officer of the Senate