

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Senator Pagan**

A Bill

SENATE BILL

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 20-24-101 TO ESTABLISH
9 STANDARDS AND PERMITS FOR INCLINED STAIRWAY CHAIRLIFTS AND
10 INCLINED AND VERTICAL WHEELCHAIR LIFTS; AND FOR OTHER
11 PURPOSES."

12
13 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

14
15 SECTION 1. Arkansas code 20-24-101 is hereby amended to read as
16 follows:

17 "20-24-101. Definitions.

18 As used in this chapter, unless the context otherwise requires:

19 (1) Alteration means any change made to an existing elevator,
20 dumbwaiter, or escalator or to its hoistway, enclosure, or doors other than
21 the repair or replacement of damaged, worn, or broken parts necessary for
22 normal operation. The changing of the speed governor shall be considered an
23 alteration;

24 (2) Authorized representative means the building department of
25 cities, towns, or other governmental subdivisions designated by the Department
26 of Labor to enforce certain provisions of this chapter;

27 (3) Board means the Arkansas Elevator Safety Board described in
28 20-24-105;

29 (4) Director means the Director of the Department of Labor;

30 (5) Department means the Department of Labor;

31 (6) Dormant elevator, dumbwaiter, or escalator means an elevator or
32 dumbwaiter whose cables have been removed, whose car and counterweight rest at
33 the bottom of the shaftway, and whose shaftway doors are permanently boarded
34 up or barricaded on the inside or an escalator whose main power feed lines
35 have been disconnected;

1 (7) Dumbwaiter means a hoisting and lowering mechanism, driven by
2 mechanical power, equipped with a car which moves in guides in a substantially
3 vertical direction, the floor area of which does not exceed nine (9) square
4 feet, whose total compartment height does not exceed four feet (4'), the
5 capacity of which does not exceed five hundred pounds (500 lbs.), and which is
6 used exclusively for carrying freight;

7 (8) Elevator means a hoisting and lowering mechanism equipped with a
8 car or platform which moves in guides in a substantially vertical direction.

9 (A) The term elevator shall not include a dumbwaiter, conveyor,
10 chain or bucket hoist, construction hoist, or similar devices used for the
11 primary purpose of elevating or lowering materials, nor shall it include
12 tiering, piling, feeding, or similar machines or devices giving service within
13 only one (1) story.

14 (B) The term power elevator shall mean those driven by the
15 application of energy other than hand or gravity.

16 (C) Hand elevators shall mean those driven by manual power.

17 (D) The term elevator shall include vertical wheelchair lifts,
18 inclined wheelchair lifts, and inclined stairway chairlifts installed in
19 locations other than in or at a private, single-family dwelling for use by the
20 physically handicapped.

21 (9) Escalator means a power-driven, inclined, continuous stairway or
22 runway used for raising or lowering passengers;

23 (10) Freight elevator means an elevator used for carrying freight and
24 on which only the operator and the persons necessary for loading and unloading
25 and such other designated persons as may be authorized by the rules of the
26 board are permitted to ride;

27 (11) New installation, new elevator, dumbwaiter, or escalator
28 means a complete elevator, dumbwaiter, or escalator installation, the
29 application for the permit for the installation or relocation of which is
30 filed on or after the effective date of application of the rules and
31 regulations adopted by the board as provided in 20-24-106 (a)-(c). All other
32 elevators, dumbwaiters, or escalators shall be deemed to be existing
33 installations.

34 (12) Passenger elevator means an elevator that is used to carry
35 persons other than the operator and persons necessary for loading and

1 unloading and such other designated persons as may be authorized by the rules
2 of the board.

3

4 SECTION 2. All provisions of this act of a general and permanent nature
5 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
6 Revision Commission shall incorporate the same in the Code.

7

8 SECTION 3. If any provision of this act or the application thereof to
9 any person or circumstance is held invalid, such invalidity shall not affect
10 other provisions or applications of the act which can be given effect without
11 the invalid provision or application, and to this end the provisions of this
12 act are declared to be severable.

13

14 SECTION 4. All laws and parts of laws in conflict with this act are
15 hereby repealed.

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34