

## Session 109 - (1991-1992)

### S 0976 General Bill, By J.C. Hayes

A Bill to amend Section 41-16-20, Code of Laws of South Carolina, 1976, relating to definitions under the South Carolina Elevator Code, so as to make changes to the definitions of "facility", "elevator", and "dumbwaiter" and provide definitions for "personnel hoist", "temporarily decommissioned facility", "handicap lift", and "material lift"; to amend Section 41-16-40, relating to the issuance of regulations under the Elevator Code, so as to further provide for regulations concerning control or prevention of access to facilities or dormant facilities and concerning qualifications for obtaining an inspector's license; to amend Section 41-16-100, relating to operating permits under the Elevator Code, so as to delete certain language, provide that permits must be issued within thirty days after determination that all deficiencies found upon inspection have been corrected and all fees have been paid, and provide that the permit must be posted conspicuously in the car of an elevator or on or near a dumbwaiter, escalator, moving walk, manlift, material lift, handicap lift, or personnel hoist; to amend Section 41-16-110, relating to orders, revocation of operating permits, and judicial relief under the Elevator Code, so as to delete the current provisions of the Code Section and provide instead for civil penalties, provide for their disposition, and provide that any owner, operator, or company affected or aggrieved by certain acts may petition for administrative review in accordance with the Administrative Procedures Act; to amend Section 41-16-140, relating to fees under the Elevator Code, so as to provide that when fees are not paid within sixty days the Attorney General shall bring an action, provide for the disposition of any amounts collected, and provide that the State may be granted costs and attorney's fees for these collection actions; and to amend Section 41-16-180, relating to civil penalties under the Elevator Code, so as to delete the current provisions of the Section, provide for application to the circuit court for a temporary order to enjoin an "imminently dangerous facility", allow for a permanent injunction under certain conditions, and provide that the temporary or permanent injunction be vacated under certain conditions.

**05/07/91 Senate Introduced and read first time SJ-18**

**05/07/91 Senate Referred to Committee on Labor, Commerce and Industry SJ-19**