

# Fiscal Note & Local Impact Statement

123<sup>rd</sup> General Assembly of Ohio

**BILL:** H.B. 69 (with amendment 0090)      **DATE:** March 2, 1999

**STATUS:** In House Commerce and Labor      **SPONSOR:** Rep. Perz

**LOCAL IMPACT STATEMENT REQUIRED:** No      **Minimal cost**

**CONTENTS:** Requires that a copy of the most recently issued certificate of operation be posted in or near an elevator

## State Fiscal Highlights

STATE FUND	FY 1999	FY 2000	FUTURE YEARS
<b>General Revenue Fund and Other State Funds</b>			
Revenues	- 0 -	- 0 -	- 0 -
Expenditures	Potential increase	Potential increase	Potential increase
<b>Industrial Compliance Operating Fund</b>			
Revenues	Potential gain	Potential gain	Potential gain
Expenditures	- 0 -	- 0 -	- 0 -

Note: The state fiscal year is July 1 through June 30. For example, FY 2000 is July 1, 1999 – June 30, 2000.

- Enforcement may lead to an outlay of fines by owner/operators of state government buildings for failure to comply with certificate posting regulation. Fines range up to \$200 for the first offense and not more than \$1000 for any subsequent offense.
- The Industrial Compliance Operating Fund could realize increased revenues due to fine assessments of owner/operators of elevators who fail to comply with the amended regulation.

## Local Fiscal Highlights

LOCAL GOVERNMENT	FY 1999	FY 2000	FUTURE YEARS
<b>Political Subdivisions</b>			
Revenues	- 0 -	- 0 -	- 0 -
Expenditures	Potential increase	Potential increase	Potential increase

Note: The state fiscal year is July 1 through June 30. For example, FY 2000 is July 1, 1999 – June 30, 2000.

- Potential expenditures by owner/operators of local government buildings would be through the payment of fines for failure to comply.



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## *Detailed Fiscal Analysis*

This bill is intended for elevators specifically designated for carrying passengers. The bill requires that a passenger elevator certificate of operation or renewal certificate to be conspicuously displayed for public review. The certificate must be conspicuously displayed either inside individual passenger elevators or posted ten feet of a respective passenger elevator in the ground floor lobby outside the elevator.

There are approximately 22,800 active passenger elevators regulated at this time by the Bureau of Operation and Maintenance within the Department of Commerce's Division of Industrial Compliance. Elevator owners/operators are required by law to register with the Division of Industrial Compliance so that the elevator can be placed on the Division of Industrial Compliance inspection schedule. There are 1000 - 1200 new applications per year for elevator certification.

The costs for posting certificates inside an elevator is not a factor since most if not all elevators have a document fixture installed, which is generally the frame and glass type. The option to post the certificate outside the elevator is up to the elevator owner/operator who would assume the cost for an appropriate fixture.

Owner/operators of elevators who fail to comply with the posting requirement can be fined not more than \$200 for the first violation, and up to \$1000 for any subsequent violation. There is a potential for expenditures by state and local governments through the payment of fines if any state or local owned/operated elevator is found in violation. The revenue generated from the collection of enforcement fines would be credited to the Department of Commerce's Division of Industrial Compliance Operating Fund.

Elevators are to be inspected twice a year and undergo an annual safety test. Elevator inspections are performed by State Elevator Inspectors or by Insurance Industry Inspectors. Licensed commercial elevator vendors perform annual safety tests. This amendment, however, permits **any** employee of the Department of Commerce's Division of Industrial Compliance as designated by the superintendent to enforce the posting requirement of Section 4105.15 of the Revised Code.

□ *LBO staff: Eugene T. Gabrys, Graduate Researcher*

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