

SECOND REGULAR SESSION

HOUSE BILL NO. 2401

94TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES SANDER (Sponsor) AND MOORE (Co-sponsor).

Read 1st time March 11, 2008 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

5415L.01I

AN ACT

To repeal sections 701.353 and 701.381, RSMo, and to enact in lieu thereof one new section relating to elevator safety.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Sections 701.353 and 701.381, RSMo, are repealed and one new section
2 enacted in lieu thereof, to be known as section 701.353, to read as follows:

701.353. 1. There is hereby established an "Elevator Safety Board" to be composed of
2 eleven members, one of whom shall be the director of the department of public safety **or his or**
3 **her designee**. The remaining ten members of the board shall be appointed by the governor with
4 the advice and consent of the senate. Each member appointed by the governor shall be appointed
5 for a term of five years or until his **or her** successor is appointed. The governor shall fill any
6 vacancy on the board for the remainder of the unexpired term with a representative of the same
7 interest as that of the member whose term is vacant. No more than six members of the board,
8 who are not employees of state or local government, shall be members of the same political
9 party.

10 2. Two members of the board shall represent the interests of labor and shall be involved
11 in the elevator industry. Two members of the board shall be representatives of manufacturers
12 of elevators used in this state. One member of the board shall be an architect or mechanical
13 engineer. One member of the board shall be a representative of owners of buildings affected by
14 sections 701.350 to 701.380. Two members shall be building officials: **one** with responsibility
15 for administering elevator regulations[, one from each] **within a** municipality having a

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

16 population of at least three hundred fifty thousand inhabitants **and one from a county of the**
17 **first classification.** One member of the board shall be a representative of the disabled
18 community who is familiar with the provisions of the Federal Americans with Disabilities Act.
19 One member shall be a representative of the special inspectors.

20 3. The director of the department shall call the first meeting of the board within sixty
21 days after all members have been appointed and qualified. The members from among their
22 membership shall elect a [chairman] **chairperson.** After the initial meeting the members shall
23 meet at the call of the [chairman] **chairperson,** but shall meet at least four times per year. Six
24 members of the board shall constitute a quorum.

25 4. The members of the board shall serve without pay, but they shall receive per diem
26 expenses in an equivalent amount as allowed for members of the general assembly.

2 [701.381. The provisions of sections 701.350 to 701.380 shall not apply
3 to any device that is inaccessible to the public, not used to transport passengers
and was built before January 1, 1940.]

✓