



Statement of Basis and Purpose for Amendments to the
Colorado Department of Labor and Employment
Division of Oil and Public Safety
CONVEYANCE REGULATIONS, 7 CCR 1101-8
September 29, 2020

BASIS: The Elevator and Escalator Certification Act, Title 9 Article 5.5 CRS, states that in order to ensure minimum safety standards throughout Colorado, the regulation of conveyances is a matter of statewide concern. The amendments to these rules are being promulgated under the Division’s authority pursuant to Title 9 Article 5.5 Section 116 of the Colorado Revised Statutes (C.R.S.).

PURPOSE: These amendments will revise or clarify procedures and requirements in the Division of Oil and Public Safety (OPS) Regulations regarding the design, construction, operation, inspection, testing, maintenance, alteration and repair of conveyances, such as elevators, platform lifts, dumbwaiters, escalators, moving walks and automated people movers as previous based on stakeholder input and to adopt the most current edition of the elevator and escalator code.

The amendments address the following articles of the regulations:

- Global changes - Clarification was added throughout the existing regulations, such as capitalization of terms that are defined within the regulations, and replacing specific code citations with reference to the current adopted edition of the code.
- Article 1 General Provisions - In addition to general clarification, two definitions were added to clarify terms used in existing regulations.
- Article 2 Administration - In addition to general clarification, the editions of nationally recognized safety code or standard were updated to the current edition for the elevator and escalator code and platform lift standard. Regarding the adopted edition of the elevator and escalator code, a phase-in period was added to address the new in-car communication requirement for new elevators. A correction was made to the violation table to correlate with code requirements, and two items were added to the permit lists for elevators and escalators. Clarification was added to verify that deviations to adopted standards are listed in regulation and were promulgated per Title 24 Article 4, C.R.S.
- Article 3 Authority Having Jurisdiction - Only general clarification.
- Article 4 Licensing - In addition to general clarification, flexibility was added to the requirement for inspector continuing education.
- Article 5 Enforcement - Changes were made to ensure regulation language was not in conflict with Title 24 Article 4, C.R.S.

Pursuant to §24-4-103(4)(b), C.R.S., the Director finds that: (1) there is a demonstrated need for the rules; (2) the proper statutory authority exists for this regulation; (3) to the extent practicable, the rules are clearly stated so that their meaning will be understood by any party required to comply with the regulation; (4) the rules do not conflict with other provisions of law; and (5) the duplicating or overlapping of the regulation is explained by the agency adopting the rules.

Mahesh Albuquerque
Director, Division of Oil and Public Safety

November 3, 2020

Date

