

**STATEMENT OF BASIS AND PURPOSE FOR AMENDMENTS TO
THE DIVISION OF OIL AND PUBLIC SAFETY
CONVEYANCE REGULATIONS, 7 CCR 1101-8**


BASIS: The Elevator and Escalator Certification Act, Title 9 Article 5.5 C.R.S., 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 §116 of the Colorado Revised Statutes.

PURPOSE: These amendments will update, revise, or clarify previous Division of Oil and Public Safety Regulations. The revisions identify and clarify procedures and requirements for the design, construction, operation, inspection, testing, maintenance, alteration, and repair of conveyances, such as elevators, platform lifts, personnel hoists, stairway chair lifts, dumbwaiters, escalators, moving walks, and automated people movers.

The amendments address the following articles:

- Article 1 General Provisions – Additions to and revisions of definitions, including the addition of definitions for material risk and substantial alteration for the implementation of specific adopted codes and standards.
- Article 2 Administration – Addition of procedures or clarification of existing procedures regarding registration, installation of new conveyances, alteration of existing conveyances, issuance of certificates of operation, periodic inspections, authority of approved authorities having jurisdiction, shut-down of dangerous conveyances, and accident reporting. In addition, conditions are described for the implementation of specific components of the adopted conveyance standards; firefighters' service and hydraulic safety bulkheads as listed in ASME A17.1-2007 and ASME A17.3-2005.
- Article 3 Licensing – Clarification of licensing requirements and changes to the requirement of escalator training within continuing education.
- Article 4 Enforcement – Addition of Article 4 which includes general enforcement authority language.

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

11/9/09.
Date