

TRANSMITTAL SHEET FOR  
NOTICE OF INTENDED ACTION

Control No. \_\_\_\_\_ Department or Agency: Dept. of Labor

Rule No. 480-8-5

Rule Title: Board Rulings

New  Amend  Repeal  Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? YES

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? NO

Is there another, less restrictive method of regulation available that could adequately protect the public? NO

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? NO

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? NO

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? YES

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Does the proposed rule have an economic impact? NO

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

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Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Reference Service.

Signature of certifying officer *Steph McEl*

Date 5-22-17

(DATE FILED)  
(STAMP)

Department of  
Labor

NOTICE OF INTENDED ACTION

AGENCY NAME: DEPARTMENT OF LABOR

RULE NO. & TITLE: 480-8-5      Board Rulings

INTENDED ACTION: To create the above chapter under the Elevator Safety Rules.

SUBSTANCE OF PROPOSED ACTION: The creation is necessary to provide guidelines governing board adopted policies and rulings.

TIME, PLACE, MANNER OF PRESENTING VIEWS: All interested persons may submit data, views, or arguments in writing to Stephen McCormick, Department of Labor, 649 Monroe Street, Montgomery, Alabama 36131 by mail or in person between the hours of 8:00 am and 4:30 pm, Monday through Friday until and including July 10, 2017. Persons wishing to submit data, views or arguments orally should contact Stephen McCormick by telephone at (334) 242-8274 during this period to arrange an appointment.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: July 10, 2017

CONTACT PERSON AT AGENCY:

Stephen McCormick  
Department of Labor  
649 Monroe Street  
Montgomery, AL 36131  
Telephone: (334) 242-8274

  
\_\_\_\_\_  
Stephen McCormick  
Director, Governmental Affairs

ALABAMA DEPARTMENT OF LABOR  
ELEVATOR SAFETY RULES  
ADMINISTRATIVE CODE

CHAPTER 480-8-5  
BOARD RULINGS

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480-8-5-.01      RESERVED

480-8-5-.02      Repair.

(1)      All preexisting Escalator Emergency Stop Switches shall be in accordance with ASME A17.1 2013 Edition 6.1.6.3.1. Time for repair/upgrade shall be extended two (2) years from the time of the first inspection in which it was noted. The violation shall be noted in the inspection report, but will not be certificate blocking until the two (2) year grace period has elapsed.

**Author:** Marvin J. Byrum, Chief Inspector

**Statutory Authority:** Code of Ala. 1975, §25-13-6 (2003)

**History:** New Rule: