

FIRST REGULAR SESSION

HOUSE BILL NO. 413

94TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES EMERY (Sponsor), WHORTON, HUNTER, WELLS, FISHER,
DENISON, WILSON (130), FRANZ, RUESTMAN, McGHEE, DAY, DOUGHERTY,
NIEVES AND SCHAD (Co-sponsors).

Read 1st time January 16, 2007 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

0757L.01I

AN ACT

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

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

Section A. Section 701.353, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 701.353, to read as follows: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 [eleven] **thirteen** members, one of whom shall be the director of the department of public safety, **or his or her designee**. The remaining [ten] **twelve** members of the board shall be appointed by the governor with the advice and consent of the senate. Each member appointed by the governor shall be appointed for a term of five years or until his **or her** successor is appointed. The governor shall fill any vacancy on the board for the remainder of the unexpired term with a representative of the same interest as that of the member whose term is vacant. [No more than six members of the board, who are not employees of state or local government, shall be members of the same political party.]

2. Two members of the board shall represent the interests of labor and shall be involved in the elevator industry. Two members of the board shall be representatives of manufacturers of elevators used in this state. **One member of the board shall be a representative of an elevator company that installs, services, and maintains elevators and elevator-related**

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.

14 **equipment in this state but that is not an elevator manufacturer.** One member of the board
15 shall be an architect or mechanical engineer. One member of the board shall be a representative
16 of owners of buildings affected by sections 701.350 to 701.380. Two members shall be building
17 officials with responsibility for administering elevator regulations, one from each municipality
18 having a population of at least three hundred fifty thousand inhabitants. One member of the
19 board shall be a representative of the disabled community who is familiar with the provisions
20 of the Federal Americans with Disabilities Act. One member shall be a representative of the
21 special **elevator** inspectors. **One member shall be a state licensed professional engineer.**

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

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

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