

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 469

BY BUSINESS COMMITTEE

AN ACT

RELATING TO CONVEYANCES IN BUILDINGS; AMENDING SECTION 39-8606, IDAHO CODE,
TO REVISE REGULATION AND STANDARDS FOR CERTAIN BUILDINGS AND TO MAKE A
TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 39-8606, Idaho Code, be, and the same is hereby
amended to read as follows:

39-8606. SCOPE -- EXEMPTIONS. (a) The provisions of this chapter
shall apply to all conveyances within the state of Idaho except the following
or as provided in subsection (b) of this section:

- (1) Conveyances located in private residences;
- (2) Conveyances in ~~federally-owned~~ federally owned facilities;
- (3) Conveyances permanently removed from service or made effectively
inoperative; and
- (4) Conveyances erected temporarily for use only during construction
work that are of such a design that they must be operated by a workman
stationed at the hoisting machine.

(b) Conveyances erected before July 1, 2004, pursuant to section
39-8614(3), Idaho Code, are subject only to the requirements of the safety
code for existing elevators and escalators (ASME A17.3). Such conveyances,
however, shall also be exempted from any requirements of that ASME A17.3 re-
quiring conveyances to be modified with upgrades or replacements that would
fall within the definition of "modernization" as defined in section 39-8603,
Idaho Code, or to be modified with additional safety features falling within
the definition of "alteration" unless:

- (1) The total cost of the modification is less than five thousand dol-
lars (\$5,000); or
- (2) The conveyance is not situated in a privately owned business facil-
ity; or
- (3) The facility in which the conveyance is located is being altered,
as defined within the provisions and guidelines applicable to the Amer-
icans with disabilities act of 1990 and amendments thereto, provided
that said alterations are significant in that they affect the accessi-
bility of the majority of floor space on at least one (1) floor of the
building.

SECTION 2. An emergency existing therefor, which emergency is hereby
declared to exist, this act shall be in full force and effect on and after its
passage and approval.