

LEGISLATURE OF NEBRASKA
NINETY-NINTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 489

Introduced by Business and Labor Committee:
Cunningham, 40, Chairperson; Burling, 33; Combs, 32;
Kremer, 34; Preister, 5; Schimek, 27

Read first time January 14, 2005

Committee: Business and Labor

A BILL

1 FOR AN ACT relating to elevator safety; to amend section 48-418.09,
2 Reissue Revised Statutes of Nebraska; to change
3 provisions relating to elevator inspections; to provide
4 an operative date; to repeal the original section; and to
5 declare an emergency.
6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 48-418.09, Reissue Revised Statutes
2 of Nebraska, is amended to read:

3 48-418.09. (1) The Commissioner of Labor may charge a
4 reasonable fee for each elevator inspection. The commissioner
5 shall establish the fees at a level necessary to meet the costs of
6 the elevator inspection program as approved by the Legislature and
7 to provide a sufficient balance in the Elevator Inspection Fund.

8 (2) An annual inspection fee of not more than
9 ~~seventy-five~~ one hundred fifty dollars per unit up to five floors
10 plus five dollars for each floor over five shall be paid for each
11 elevator inspected. For new installations, a preliminary
12 inspection fee of not more than ~~seventy-five dollars shall be paid,~~
13 ~~and for an initial inspection,~~ a fee of not more than ~~seventy-five~~
14 ~~dollars shall be paid~~ one hundred fifty dollars per unit up to five
15 floors plus an additional five dollars for each floor over five
16 shall be paid for each elevator inspected. For an initial
17 inspection, a fee of not more than two hundred dollars per unit up
18 to five floors plus five dollars for each floor over five. If an
19 elevator does not pass an initial inspection and a reinspection is
20 required, an additional initial inspection fee shall be charged for
21 each additional reinspection of such elevator. Such fees shall be
22 paid by the owner or user for each elevator inspected by the state
23 elevator inspector before the inspection certificate is issued.

24 (3) For the class of elevators which includes escalators,
25 moving sidewalks, conveyors, and dumbwaiters, the preliminary
26 inspection fee shall be not more than one hundred fifty dollars per
27 unit up to five floors plus an additional five dollars each floor
28 over five. The ~~7~~ ~~the~~ initial inspection fee shall be not more than

1 one hundred fifty dollars per unit up to five floors plus an
2 additional five dollars per floor for each floor over five. The ~~τ~~
3 ~~and the~~ annual inspection fee shall be not more than one hundred
4 fifty dollars per unit for up to five floors with an additional
5 charge of five dollars per floor for each floor over five. If such
6 escalator, moving sidewalk, conveyor, or dumbwaiter does not pass
7 an initial inspection and a reinspection is required, an additional
8 initial inspection fee shall be charged for each additional
9 reinspection of such elevator. Such fees shall be paid by the
10 owner or user for each escalator, moving sidewalk, conveyor, or
11 dumbwaiter inspected by the state elevator inspector before the
12 inspection certificate is issued.

13 (4) If at any time the owner or user desires a special
14 inspection of an elevator, it shall be made by the elevator
15 inspector after due request therefor and the inspector making the
16 inspection shall collect his or her expenses in connection
17 therewith and a fee of not more than ~~seventy-five~~ two hundred
18 dollars for each elevator inspected with an additional charge of
19 five dollars per floor for each floor over five.

20 Sec. 2. This act becomes operative on July 1, 2005.

21 Sec. 3. Original section 48-418.09, Reissue Revised
22 Statutes of Nebraska, is repealed.

23 Sec. 4. Since an emergency exists, this act takes effect
24 when passed and approved according to law.