380:70-1-2. Definitions

The following words and terms, when used in this Chapter, shall have the following meaning, unless the context clearly indicates otherwise.

"Acceptance Test" means a test or a group of tests required by the applicable standard that are performed prior to a conveyance being placed into service or after an approved alteration.

"The Act" means the Oklahoma Elevator Safety Act, Title 59 of the Oklahoma Statutes, Sections 3020 et seq. and the Administrative Rules contained in this Chapter.

"Alteration" means any change, including major repair, made to an existing elevator, escalator, moving walkway or conveyance, its hoistway, enclosure, doors, and controls, other than the repair or replacement of damaged, worn, or broken parts necessary for normal operation. The changing of the speed governor shall be considered an alteration.

"Annually" means a period of twelve (12) calendar months.

"ANSI" means the American National Standards Institute, 1819 L Street NW, 6th Floor, Washington, D.C., 20036.

"ASME" means the American Society of Mechanical Engineers, 3 Park Avenue, New York, NY, 10016-5990.

"ASSE" means the American Society of Safety Engineers, 1800 E. Oakton St., Des Plaines, IL., 60018.

"AWS" means the American Welding Society, 550 N.W. LeJune Road, Miami, Florida 33126.

"Chief Elevator Inspector" means the Chief Elevator Inspector appointed under the Act.

"Commissioner" means the Commissioner of Labor or his/her authorized representative.

"Certificate of Operation" means a document issued by the Commissioner of Labor, affixed to an elevator or conveyance that indicates it has been inspected, tested and found to be in compliance for operation as required by the Act.

"Conveyance" means any elevator, escalator, moving walkway, wheelchair lift or other such device subject to the provisions of the Act.

"Department" means the Elevator Inspection Bureau of the Safety Standards Division of the Oklahoma Department of Labor, 3017 N. Stiles, Suite 100, Oklahoma City, OK 73105.

"Deputy Inspector" means an inspector appointed by the Chief Elevator Inspector subject to the approval of the Commissioner under the provisions of the Act.

"Elevator" means any device for lifting or moving people, cargo, or freight within, or adjacent and connected to, a structure or excavation, and includes any escalator, power driven stairway, moving walkway or stairway chair lift. It does not mean any of the following:

(A) Amusement ride or device subject to inspection and regulation under the provisions of Section 460 et seq. of Title 40 of the Oklahoma Statutes;

(B) Mining equipment subject to inspection and regulation by the Department of Mines;

(C) Aircraft, railroad car, boat, barge, ship, truck, or other self-propelled vehicle or component thereof;

(D) Any boiler grate stoker or other similar firing mechanism subject to inspection under the provisions of the Oklahoma Boiler and Pressure Vessel Safety Act; or

(E) A dumbwaiter, conveyor, chain or bucket hoist, construction hoist or similar devices used for the primary purpose of elevating or lowering materials. This list is not exhaustive.
"Elevator Apprentice" means an unlicensed person registered with the Department of Labor who works under the direct supervision of a licensed elevator mechanic, licensed elevator contractor, or licensed elevator inspector.

"Existing Installation" means any elevator, escalator, moving walkway or other conveyance subject to the provisions of this Act in operation before the effective date of this Act.

"Expedited Inspection" means an inspection performed by the Commissioner, Chief Elevator Inspector, or Deputy Inspector that is to be performed during the same calendar month as it is requested.

"Freight Elevator" means an elevator used for carrying freight and on which only the operator and the person(s) necessary for loading and unloading are permitted to ride.

"Installation Permit" means a document issued by the Commissioner to a licensed elevator contractor upon receipt of an application to install or construct an elevator or conveyance which indicates Department approval of the proposed installation or construction project.

"ICC" means the International Code Council, 5360 Workman Mill Road, Whittier, California, 90601-2298.

"Maintenance" means a process of routine examination, lubrication, cleaning, and adjustment of parts, components, and/or subsystems for the purpose of ensuring performance in accordance with the applicable Code requirements.

"May" means that an action or requirement is optional and non-mandatory.

"Mobility Restricted" means a person or persons unable to move freely without the aid of mechanical assistance such as walkers, wheelchairs, crutches or canes, and/or an inability to move freely because of a physical or mental disability, handicap or restriction.

"New Installation/New Construction" means a completely new elevator or conveyance installation or construction occurring on or after the effective date of this Act.

"NFPA" means The National Fire Protection Association, Inc., One Batterymarch Park, Quincy, Massachusetts, 02169-7471.

"Night Time Inspection" means any inspection that does not occur during "reasonable hours."

"Occurrence" means any event involving an elevator, escalator, moving walkway, wheelchair lift or other conveyance subject to the provisions of this Act, that the operation of which has caused personal injury or property damage.

"Owner-Occupied Private Residence" means a separate dwelling, or a separate apartment in a multiple dwelling/complex, which is occupied by the legal owner and/or his/her family.

"Periodic Test" means a group of tests performed at common time intervals required by the authority having jurisdiction.

"Personnel Hoist" means a mechanism and its hoistway for use in connection with the construction, alteration, ongoing maintenance or demolition of a building, structure or other work. It is used for hoisting and lowering workers or materials or both, and is equipped with a car that moves vertically on guide members.

"Professional Engineer" means a mechanical engineer registered as such in one or more states, or the equivalent certification registration if from another country.

"Reasonable Hours" means that period of time beginning one hour prior to normal advertised business hours and ending one hour after normal advertised business hours. For facilities normally open twenty-four (24) hours, reasonable hours shall be that period of time beginning at 7:00 a.m. and ending at 6:00 p.m.
"Red Tag" means a document issued by a licensed elevator inspector and attached to an elevator or conveyance declaring that any further operation of the elevator or conveyance shall constitute a violation of the Oklahoma Elevator Safety Act.

"Repair" means reconditioning or renewal of parts, components, and/or subsystems, not constituting an alteration, necessary to keep equipment in compliance with applicable Code requirements and for which a permit is not required.

"Responsible Party" means that person(s) so named and designated on an elevator contractors license required to have met and maintain training credentials and knowledge necessary to satisfy the requirements of the Act.

"Shall" means that an action or requirement as stated in this Chapter is mandatory.

"Special Inspector" means an inspector, licensed by the Department, who is regularly employed by an insurance company providing liability insurance on an elevator, escalator, moving walkway, chairlift or conveyance subject to the provisions of the Act.

"State Special" means the designation applied to an elevator or conveyance subject to the provisions of this Act that is of special or unique construction and cannot be constructed, installed and/or operated in accordance with the applicable ASME Code and the provisions of this Act.

"Temporarily Dormant" means an elevator or conveyance whose power supply has been disconnected by removing fuses and placing a padlock on the mainline disconnect switch in the "OFF" position.

"Temporary Certificate of Operation" means a document issued by a licensed elevator inspector granting the temporary continued operation of a non-compliant elevator or conveyance for a period not to exceed thirty (30) sixty (60) days so that repairs can be performed; or to a licensed elevator contractor for the temporary continued operation of an elevator or personnel hoist for a specified period of time not to exceed the length of the applicable construction project.

"Triennially" means a period of thirty-six (36) calendar months.

380:70-1-3. Fees [NEW]
(a) Upon the effective date of this rule, the following schedule of administrative fees shall apply to implementation of the Elevator Safety Act. The following schedule of administrative fees is derived from statute and shall supersede the fees provided for in 59 O.S. § 3024.
(b) Fees shall be as follows:

<table>
<thead>
<tr>
<th></th>
<th>Description</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Elevator mechanic examination</td>
<td>$100.00</td>
</tr>
<tr>
<td>2</td>
<td>Initial and renewal elevator contractor license</td>
<td>$200.00</td>
</tr>
<tr>
<td>3</td>
<td>Initial and renewal elevator inspector license</td>
<td>$100.00</td>
</tr>
<tr>
<td>4</td>
<td>Initial and renewal elevator mechanic license</td>
<td>$75.00</td>
</tr>
<tr>
<td>5</td>
<td>Annual elevator apprentice registration</td>
<td>$50.00</td>
</tr>
<tr>
<td>6</td>
<td>Late renewal – in addition to license fee</td>
<td>$10.00</td>
</tr>
<tr>
<td>7</td>
<td>Replacement of lost or mutilated license</td>
<td>$25.00</td>
</tr>
<tr>
<td>8</td>
<td>Reinstatement – in addition to license fee</td>
<td>$100.00</td>
</tr>
<tr>
<td>9</td>
<td>Existing elevator – certification of operation</td>
<td>$25.00</td>
</tr>
<tr>
<td>10</td>
<td>New elevator – permit review</td>
<td>$500.00</td>
</tr>
<tr>
<td>11</td>
<td>New elevator – inspection and certification</td>
<td>$150.00</td>
</tr>
<tr>
<td>12</td>
<td>Elevator temporary certification</td>
<td>$25.00</td>
</tr>
<tr>
<td>13</td>
<td>Elevator temporary mechanic license for 30 days</td>
<td>$25.00</td>
</tr>
</tbody>
</table>
Labor for chief elevator inspector or deputy elevator inspector to perform inspection for issuance of certificate of operation, per site visit:

<table>
<thead>
<tr>
<th>Description</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>(A) any escalator or moving walkway</td>
<td>$250.00</td>
</tr>
<tr>
<td>(B) elevator, two-four floors</td>
<td>$200.00</td>
</tr>
<tr>
<td>(C) elevator, five-ten floors</td>
<td>$250.00</td>
</tr>
<tr>
<td>(D) elevator, eleven-fifteen floors</td>
<td>$300.00</td>
</tr>
<tr>
<td>(E) elevator, greater than fifteen floors $300.00 plus $10 per floor over fifteen floors</td>
<td></td>
</tr>
<tr>
<td>(F) wheelchair lift</td>
<td>$50.00</td>
</tr>
</tbody>
</table>

Labor for chief elevator inspector or deputy elevator inspector to perform expedited inspection for issuance of certificate of operation for new installation $1,000.00

(c) Fees shall be paid directly to the Department of Labor.

380:70-3-5. Inspection frequencies; variations
(a) Elevators, escalators, moving walkways, chairlifts and conveyances subject to the provisions of this Act shall be inspected for the purpose of issuing a Certificate of Operation in accordance with the following frequencies:
   (1) Any hydraulic elevator or conveyance shall be inspected not less than once every 2 (two) years;
   (2) Any wire rope elevator, regardless of floors, shall be inspected annually;
   (3) Escalators and moving walkways shall be inspected annually;
   (4) Wheelchair lifts shall be inspected triennially;
   (5) Temporary elevators shall be inspected at each installation/erection; and
   (6) Any elevator or other such conveyance subject to the provisions of this Act located in a structure whose occupants are mobility restricted, such as hospitals, nursing homes and residential care facilities, shall be inspected annually;
   (7) Any other type of elevator or conveyance not addressed under these provisions, in the Act or rules, shall be inspected annually.
(b) Elevators and conveyances located in owner-occupied private residences shall be exempt from the provisions of these rules, except:
   (1) All such devices shall be designed, constructed, and installed in accordance with the applicable ASME Code and this Act.
   (2) New installations shall receive a Final Acceptance Inspection from the Department in accordance with the provisions of this Act. Any Final Acceptance Inspection conducted by a third party inspector must be submitted to the Department for approval.
   (3) Any elevator or conveyance located in an owner-occupied private residence shall be evaluated and tested by a licensed elevator mechanic or inspected by a licensed elevator certificate inspector as provided in this Chapter, prior to a transfer of title or ownership of the property.
   (4) All occurrences shall be reported to the Department and investigated in accordance with the provisions of this Act and these Rules.
(c) Based upon documentation of such actual service conditions by the owner or user of the operating equipment, the Commissioner may, at his/her discretion, permit variations in the inspection frequency as provided in the Act.
(d) The inspections herein required shall be made by the Commissioner, Chief Elevator Inspector, Deputy Inspector, Certificate Inspector or a Special Inspector as provided for in the
Act. Owners or lessees shall not be relieved of the duty to have the aforementioned periodic inspections performed in a timely manner whether the inspections are performed by the Department or a third party inspector. Inspectors shall have free access during reasonable hours, to any premises in the state where an elevator, escalator, moving walkway, wheelchair lift, conveyance or other device covered by this Act, is being installed, constructed, repaired, altered, or operated, for the purpose of ascertaining whether such device is being constructed, installed, repaired, altered and/or operated in accordance with the provisions of the Act. Inspections may be conducted without prior notice.

(e) Anytime the Chief or Deputy Elevator Inspectors arrive for a scheduled inspection of an elevator or conveyance and said inspection cannot be conducted because the elevator or conveyance is not ready for inspection and therefore needs to be rescheduled, the Department will still charge the fee for the labor and costs associated with the originally scheduled inspection in accordance with the fees listed in 59 O.S. 3024(B)(15) OAC 380:70-1-3, in addition to any other fines or penalties assessed.

380:70-3-9. Temporary Certificates of Operation
(a) Temporary Certificates of Operation may be issued for established elevators or conveyances after the required inspection to renew a Certificate of Operation subject to the following conditions:

(1) When a routine inspection is performed and the inspector finds that the elevator or conveyance does not comply with the provisions of the Act, the inspector will explain what the violations are, what repairs are required, and shall also document them on an inspection report and/or checkoff list. Upon agreement of a reinspection date between the inspector and the owner or lessee of not more than 60 days, the inspector may issue a Temporary Certificate of Operation for the elevator or conveyance.

(2) Elevators or conveyances granted a Temporary Certificate of Operation shall be re-inspected prior to the expiration date of the Temporary Certificate of Operation. If any of the conditions that caused the issuance of a Temporary Certificate of Operation are found to have not been corrected, no further Certificates shall be issued and the Chief Elevator Inspector shall be consulted about future operations of the unit including but not limited to extensions of time, restricted operations or up to being Red Tagged.

(3) In addition to any other fee provided for in the Act, a fee for the issuance of a Temporary Certificate of Operation shall be assessed.

(4) The issuance of a Temporary Certificate of Operation shall be reported to the Department by the inspector within 24 hours or the first working day after its issuance.

(b) Temporary Certificates of Operation may be issued for new elevators or conveyances at the request of a licensed elevator contractor for elevators or conveyances and personnel hoists in accordance with the following requirements:

(1) Issuance for Elevators. The Chief Elevator Inspector or a Special or Certificate Inspector may allow the temporary use of any elevator for passenger or freight service, not for use by the general public, during its new installation or alteration under the authority of a Temporary Certificate of Operation, issued for each class of service. Such limited certificates shall not be issued for elevators until the elevator has been tested, electric elevators with a capacity of 125% load test of the brake holding and stopping, and rated load test of...the car safety safeties, hydraulic elevators test with the rated load, working and relief pressure, hoistway door interlocks, car door switch, and terminal stopping devices have been tested to
(2) Issuance for Personnel Hoists. The Chief Elevator Inspector may allow the temporary use of any personnel hoist under the authority of a Temporary Certificate of Operation. Such limited certificate shall not be issued until the personnel hoist has been tested with a rated load, and the car safety, hoistway door interlocks, car door switch, and terminal stopping devices have been tested to determine the safety of the equipment.

(3) Expiration. Temporary Certificates of Operation issued in accordance with Subsections (b)(1) and (b)(2) shall expire pursuant to the following:

- (A) Temporary Certificates of Operation for new elevators or conveyances may be issued for a period not to exceed ninety (90) days.
- (B) Temporary Certificates of Operation for personnel hoists may be issued for a period of time not to exceed the length of the applicable construction project ninety (90) days.
- (C) Such certificates may be renewed at the discretion of the Chief Elevator Inspector upon receiving a written request showing justifiable cause for renewal.

(c) In addition to any other fee provided for in the Act, a fee for the issuance of a Temporary Certificate of Operation shall be assessed and paid to the Department.

380:70-3-10. Noncomplying conveyances

(a) Whenever the Commissioner or his/her duly appointed representative determines that an elevator or conveyance is subject to the provisions of this Act and that the operation of such conveyance is exposing the public to an unsafe condition likely to result in serious personal injury or property damage, he/she may immediately order in writing that the use of the elevator or conveyance be stopped until such time as it is determined that the conveyance has been made safe for use by the public. Any such written order shall constitute an immediate suspension of any valid Certificate of Operation granted under the provisions of this Act.

(b) Whenever the Commissioner or his/her duly appointed representative determines that the provisions of this Act and these rules and regulations have not been complied with, he/she may refuse to issue or renew, or may revoke or suspend a Certificate of Operation.

(c) Written notification as required in subsection (a) of this section may be in the form of a "Red Tag" affixed to the elevator or conveyance at the time of inspection by the elevator inspector, Commissioner, Chief Elevator Inspector, or Deputy Inspector stating that any further operation of the conveyance is in violation of the provisions of the Elevator Safety Act. If a Certificate Inspector or Special Inspector reasonably believes that the operation of a conveyance is exposing the public to an unsafe condition likely to result in serious personal injury or property damage, the Certificate Inspector or Special Inspector shall immediately contact the Chief Elevator Inspector to request authority to issue a "Red Tag" for that specific elevator or conveyance.

(d) Any elevator or conveyance "Red Tagged" shall be rendered disabled by the owner/user or their authorized agent or contractor in the presence of the elevator inspector issuing the "Red Tag" and such elevator or conveyance shall remain inoperative until further operation is authorized by the Commissioner after reinspection and the elevator or conveyance has been found to be in compliance with the provisions of this Act.

380:70-3-11. Appeals and/or hearings

Any denial of an issuance of a Certificate of Operation, Temporary Certificate of Operation, or any order issued by the Commissioner, or any Red Tag notification may be appealed and the
appropriate party(ies) shall be afforded the opportunity for a hearing pursuant to the provisions of the Administrative Procedures Act, if written request is received by the Department within fifteen days (15) of the denial letter or notification. Any Special Inspector or Certificate Inspector who has denied the issuance of a Certificate of Operation or Temporary Certificate of Operation, or who has issued a Red Tag, the denial or issuance of such having been appealed, shall be required to attend the hearing and provide testimony regarding such denial or issuance and shall be required to produce all documents relevant to such denial or issuance.

380:70-3-12. Operation of unsafe conveyance
(a) No person shall operate, permit to be operated or use any elevator or conveyance subject to the provisions of this Act if such person knows, or reasonably should know that such operation or use could expose the public to an unsafe condition which is likely to result in personal injury or property damage.
(b) Any licensed elevator contractor, licensed elevator mechanic, or licensed elevator inspector that fails to immediately report an unsafe conveyance to the Chief Elevator Inspector shall be guilty of a misdemeanor and subject to such fine and/or imprisonment as provided for in the Act.
(c) Any licensed elevator contractor, licensed elevator mechanic, or licensed elevator inspector that fails to immediately report an unsafe conveyance to the Chief Elevator Inspector shall be subject to an administrative fine as provided for in OAC 380:70-3-15.

380:70-3-13. Operation without Certificate; operation not in accordance with Act or Rules; operation after refusal to issue or after revocation of Certificate
(a) No person shall operate, use, or permit to be operated any elevator or conveyance subject to the provisions of this Act, without a valid Certificate of Operation unless the absence of a valid certificate is the result of the Commissioner's failure to inspect such elevator or conveyance.
(b) No person shall operate, use, or permit to be operated any elevator or conveyance subject to the provisions of this Act other than in accordance with this Act and the rules and regulations promulgated hereunder.
(c) No person shall operate, use, or permit to be operated any elevator or conveyance subject to the provisions of this Act, after the Commissioner or a Special or Certificate Inspector has refused to issue the Certificate of Operation for such elevator or conveyance or after the Commissioner has suspended or revoked the Certificate of Operation for such elevator or conveyance.

380:70-3-15. Penalties
(a) Any person violating the provisions of the Act and this Chapter shall be guilty of a misdemeanor and, upon conviction, subject to a fine of not more than Five Hundred Dollars ($500.00) for the first offense and up to One Thousand Dollars ($1,000.00) for each additional offense, or imprisonment in the county jail for not more than ten (10) days, or both such fine and imprisonment. Each day's violation shall constitute a separate offense. Conviction as provided herein shall not preclude any filing of a civil action.
(b) The Commissioner shall have subpoena powers and shall have the right to seek injunctive relief to prevent the operation of elevators and/or conveyances lacking a Certificate of Operation after November 1, 2006, or failing inspection.
(c) For any violation of the Elevator Safety Act, including failure to pay any invoice issued by the Department as directed by instruction on the invoice, the Commissioner may assess an
an administrative fine of not more than Five Hundred One Thousand Dollars ($500.00
$1000.00) per violation, per day, which fine may be assessed in addition to any other penalty
provided pursuant to this Act.

c) Payment for the fines set forth in subsection (c) of this section shall be due within thirty (30)
days of issuance of a citation by the Commissioner or designee. Any person wishing to contest
any of the aforementioned fines shall, within thirty (30) days of issuance of the fine or fines,
petition the Commissioner or designee, in writing, for an administrative hearing. If requested, the
hearing shall then be scheduled by the Commissioner or designee as provided in the
Administrative Procedures Act.

d) Any person failing to comply with a fine assessment or other administrative order of the
Department within ninety (90) days of issuance of such assessment or order shall be subject to
license suspension and/or revocation. The Department may not renew a license until all
outstanding fine assessments have been paid unless timely appeal of the assessment(s) was made
and the appeal is still pending.

e) Funds collected as payment from a violator for administrative fines imposed for violation of
the Elevator Safety Act shall not be retained by the Department of Labor, but shall be deposited
to the Department of Labor Administrative Penalty Revolving Fund and transferred to the
General Revenue Fund.

380:70-5-3. Elevator Inspector's License: Issuance, denial, and renewal
(a) Elevator Witness Inspector. No elevator witness inspector’s license shall be granted to any
person unless he or she demonstrates to the satisfaction of the Commissioner or Chief Elevator
Inspector that he/she meets the current ASME QEI-1 Standards for the Qualification of Elevator
Inspectors or equivalent standard as determined by the Commissioner. No elevator witness
inspector’s license shall be granted to any person who also holds an elevator contractor’s license
or an elevator mechanic’s license. The elevator witness inspector applicant must have at least one
(1) year of experience in designing, installing, maintaining or inspecting elevators, escalators and
other such conveyances. An elevator witness inspector license allows the licensee to witness
periodic tests as required by the Elevator Safety Act and administrative rules.
(b) Elevator Certificate Inspector. Applicants for a license to inspect conduct periodic, but not
initial, inspections of elevators or conveyances for the purpose of recommending the issuance of
Certificates of Operation as required by this Act shall be required to meet the following
qualifications:
(1) Have at least two (2) years of experience as a licensed elevator witness inspector for
elevators, escalators and other such conveyances;
(2) Have successfully passed the written examination for elevator inspectors administered by
an organization accredited by the ASME to certify elevator inspectors in accordance with the
ASME, QEI-1 Standard or equivalent standard as determined by the Commissioner.
(3) An Elevator Inspector's license may be granted to an individual not satisfying the
requirements contained in 380:70-5-3(b)(1) and (2) at the discretion of the Commissioner
upon the review of documents attesting to comparable qualifications.
(4) Must not be employed by or have any financial interest in any business or operation
which manufactures, installs, repairs, modifies or services elevators, escalators, or other such
conveyances. This qualification does not prohibit employees of insurance companies insuring
elevators and conveyances from obtaining a license as an elevator inspector.
(5) No elevator certificate inspector’s license shall be granted to any person who also holds an elevator contractor’s license or an elevator mechanic’s license.

(6) An elevator certificate inspector may witness periodic tests and conduct inspections for the purpose of recommending a certificate of operation for existing elevators and conveyances as well as a temporary certificate of operation for elevators, but not personnel hoists, pursuant to OAC 380:70-3-9(b).

(c) Elevator Special Inspector. No elevator special inspector's license shall be granted to any person unless he or she demonstrates to the satisfaction of the Commissioner or Chief Elevator Inspector that he/she meets the current ASME QEI-1 Standards for the Qualification of Elevator Inspectors or equivalent standard as determined by the Commissioner. No elevator special inspector's license shall be granted to any person who also holds an elevator contractor's license or an elevator mechanic's license. The elevator special inspector applicant must have at least one (1) year of experience in designing, installing, maintaining or inspecting elevators, escalators and other such conveyances. Elevator inspector's licenses for special inspectors may be issued and renewed upon receipt of payment of such fees as provided for in the Act and receipt of documentation on company letterhead from the inspector’s employer that the licensee is an employee of the company. An elevator special inspector license allows the licensee to witness periodic tests and inspect elevators or conveyances insured by the special inspector’s employer for the purpose of recommending the issuance of Certificates of Operation for existing elevators and conveyances as well as a temporary certificate of operation for elevators, but not personnel hoists, pursuant to OAC 380:70-3-9(b), as required by the Elevator Safety Act and administrative rules.

(d) The Commissioner may appoint a Chief and Deputy Elevator Inspector who at the time of appointment are not in possession of a valid ASME QEI Certification or equivalent standard as determined by the Commissioner, but are in a trainee status, provided they successfully complete the required examination within twenty-four (24) months of appointment.

(e) Applications for an elevator inspector's license shall be on forms provided by the Department.

(f) Elevator inspector licenses shall be valid for a period of one (1) year and shall expire each year on the last day of the month of initial issuance. Elevator inspector's licenses not renewed on or before the expiration date shall become invalid.

(g) Elevator inspector's licenses not renewed prior to the expiration date shall be subject to late fees and renewal fees as provided for in this Act.

(h) The Department may revoke or deny approval or renewal of an elevator inspector's license for cause. The Department shall mail written notice to the applicant of the revocation or denial, the reason for the revocation or denial, and a statement that the applicant or licensee may be afforded the opportunity for a hearing pursuant to the provisions of the Administrative Procedures Act, provided their written request is received by the Department within fifteen (15) days of the date of the revocation or denial notice.

380:70-11-8. Major repairs and alterations: Permits

(a) Prior to the alteration or major repair of any elevator or conveyance subject to the provisions of this Act, an alteration permit shall be obtained from the Department. Applications for alteration permits shall be on forms provided by the Department and shall be submitted by the installing licensed elevator contractor. The application shall require the submission of detailed plans and specifications bearing the seal of a registered professional engineer familiar with elevators and conveyances.
(b) All alterations and major repairs to elevators and conveyances shall be made in conformity with the requirements of the applicable ASME Code(s) and this Chapter.
(c) Upon receipt of an application for an alteration permit to perform an alteration or major repair, and the required plan and specifications, the Department shall review the application for compliance with the Act and this Chapter. The Department may issue an alteration permit or shall notify the applicant in writing of the reason(s) the alteration permit was denied.
(d) Any applicant who has been denied a permit or alteration of major repair by the Department may appeal that denial to the Commissioner, provided written request to appeal is received by the Department within fifteen (15) days of the date of the applicant's notice of denial.
(e) When an elevator or conveyance with a valid Certificate of Operation undergoes an alteration or major repair, the Certificate of Operation shall become invalid until such time as the conveyance undergoes an inspection by a licensed elevator inspector the Commissioner, Chief Inspector, or Deputy Inspector. Reports of such alteration or major repair shall be filed with provided to the Department within thirty (30) days of prior to the inspection and shall be on forms acceptable to the Department.
(f) If the Report of Inspection required by this Chapter indicates that there is a failure to comply with the plans and specifications approved by the Department, or provisions this Act, the Certificate of Operation may be denied. The Department shall notify the owner of the conveyance in writing of the reason(s) for the denial.
(g) An owner who has been denied an operating permit by the Department may appeal that denial to the Commissioner, provided a written request to appeal is received by the Commissioner within fifteen (15) days of the date of the owner's notice of denial.

380:70-11-10. Periodic testing
(a) Periodic testing of elevators covered under ASME, A17.1, 8.11.1.3 shall be as outlined in Appendix A. Such tests shall be performed by a licensed elevator mechanic and witnessed and reported by a licensed elevator inspector.
(b) Fees for the labor required to have the Chief Elevator Inspector or a Deputy Elevator Inspector witness any periodic testing as prescribed in Appendix A shall be in accordance with the fee schedule listed in Title 59 of the Oklahoma statutes, Section 3024(B)(15) OAC 380:70-1-3.