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Governmental Agencies



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### EXECUTIVE ORDERS

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### PROCLAMATIONS

## ELEVATOR SAFETY REVIEW BOARD

## NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Illinois Elevator Safety Rules
- 2) Code Citation: 41 Ill. Adm. Code 1000
- 3) 

<u>Section Numbers:</u>	<u>Proposed Actions:</u>
1000.20	Amendment
1000.30	Amendment
1000.40	Amendment
1000.50	Amendment
1000.60	Amendment
1000.120	Amendment
1000.140	Amendment
1000.150	Amendment
1000.180	Amendment
- 4) Statutory Authority: Implemented and authorized by Section 35 of the Elevator Safety and Regulation Act [225 ILCS 312/35].
- 5) A Complete Description of the Subjects and Issues Involved: The proposed rule changes are intended to: (1) Provide the elevator industry additional time to perform the witnessing of testing of fire-related initiating devices linked to the Fireman’s Emergency Operation (“FEO”) function of an elevator by extending the initial deadline one full year in Section 1000.60(a)(1)(A)(i); (2) Update the rules to align with statutory changes of Public Act 102-0715 (effective April 29, 2022); and (3) Update or clarify language, such as changing the Chicago address for the agency. The Illinois Elevator Safety Review Board (“Board”) approved these proposed rule changes at its Board meeting on March 9, 2023.
- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Will this proposed rulemaking replace an emergency rule currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this proposed rulemaking contain incorporations by reference? Yes. A variety of codes and standards developed by independent nationally recognized associations and work groups have been incorporated and are available for public inspection at:

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Office of the State Fire Marshal  
555 W. Monroe, Ste. 1300-N  
Chicago, IL 60661

Fax: (312) 814-3459

- 10) Are there any other proposed rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objectives: This proposed rulemaking does not create or enlarge a State mandate, as defined in Section 3(b) of the State Mandates Act [30 ILCS 805/3(b)].
- 12) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Persons wishing to comment on this proposed rulemaking may submit comments no later than 45 days after the publication of this Notice to:

Nancy Robinson, Associate General Counsel  
Legal Division  
Office of the State Fire Marshal  
1035 Stevenson Drive  
Springfield, IL 62703

Phone: (217) 785-7629

Fax: (217) 524-5487

- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not for profit corporations affected:

Any small business that inspects, installs, repairs or maintains a regulated conveyance may be affected.

Municipalities that provide local oversight of regulated conveyances will be required to enforce the adopted codes locally, per their municipal elevator agreements with OSFM.

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Small businesses and not-for-profit corporations may be affected if they are the registered owner of a regulated conveyance that is inspected, installed, repaired or maintained.

B) Reporting, bookkeeping or other procedures required for compliance:

Individuals and companies that inspect, install, repair or maintain regulated conveyances are required to maintain records on licenses, applications, inspections, installations, repairs and maintenance of individual regulated conveyances.

Units of local government that permit, inspect, and/or issue certificates for regulated conveyances are required to maintain records on such activity.

C) Types of professional skills necessary for compliance:

Individuals prove competence to inspect, install, repair and maintain regulated conveyances by either experience, education or testing, which demonstrates conformance to national standards published for the particular type of conveyance upon which the individual seeks to be licensed to perform inspections, installations, repairs or maintenance.

14) Small Business Impact Analysis:

A) Types of businesses subject to the proposed amendment: Those businesses that inspect, install, repair or maintain individual conveyances, and any business that is the registered owner of an individual conveyance, which commonly may include these industries:

31-33 Manufacturing  
42 Wholesale Trade  
44-45 Retail Trade  
48-49 Transportation and Warehousing  
51 Information  
52 Finance and Insurance  
53 Real Estate Rental and Leasing  
54 Professional, Scientific, and Technical Services  
55 Management of Companies and Enterprises

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- 81 Other Services (except Public Administration)
- 92 Public Administration

B) Categories that the Agency reasonably believes the rulemaking will impact, including:

- ii. Regulatory requirements
- viii. Record keeping

15) Regulatory Agenda on which this rulemaking was summarized: January 2023

The full text of the Proposed Amendments begins on the next page:

## ELEVATOR SAFETY REVIEW BOARD

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TITLE 41: FIRE PROTECTION  
CHAPTER II: ELEVATOR SAFETY REVIEW BOARDPART 1000  
ILLINOIS ELEVATOR SAFETY RULES

Section	
1000.10	Purpose of this Part
1000.20	Applicability
1000.30	Definitions
1000.40	Local Regulation
1000.50	Elevator Safety Review Board
1000.60	Adoption of Nationally Recognized Safety Codes
1000.70	Variance and Appeal
1000.75	New Technology
1000.80	Licensure and Registration Requirements
1000.90	Application for License or Registration
1000.100	License and Registration Fees
1000.110	Renewal of License
1000.120	Registration of Conveyances
1000.130	Permits
1000.140	Conveyance Inspection
1000.145	Request for Investigation
1000.150	Certificate of Operation
1000.160	Administrative Hearing
1000.170	Administrative Procedures
1000.180	Service or Inspection of Non-Compliant Conveyances
1000.190	Conveyance Maintenance, Repair, and Upgrade History

**AUTHORITY:** Implementing and authorized by Section 35 of the Elevator Safety and Regulation Act [225 ILCS 312/35].

**SOURCE:** Adopted by emergency rule at 30 Ill. Reg. 13186, effective July 21, 2006, for a maximum of 150 days; emergency expired December 17, 2006; adopted at 31 Ill. Reg. 7043, effective April 24, 2007; amended at 32 Ill. Reg. 8377, effective May 27, 2008; amended at 33 Ill. Reg. 5750, effective April 2, 2009; amended at 36 Ill. Reg. 13131, effective October 1, 2012; amended at 39 Ill. Reg. 3417, effective February 19, 2015; amended at 45 Ill. Reg. 7120, effective May 25, 2021; amended at 47 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

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**Section 1000.20 Applicability**

- a) This Part applies to *the construction, operation, inspection, testing, maintenance, alteration and repair of the following equipment, its associated parts, and its hoistways (except as exempted in subsection (c) of this Section)*:
- 1) *Hoisting and lowering mechanisms equipped with a car or platform that move between 2 or more landings, including, but not limited to, elevators, platform lifts and stairway chairlifts;*
  - 2) *Power driven stairways and walkways for carrying persons between landings. This equipment includes, but is not limited to, escalators and moving walkways;*
  - 3) *Hoisting and lowering mechanisms equipped with a car that serve 2 or more landings and that are restricted to the carrying of material by their limited size or limited access to the car, including, but not limited to, dumbwaiters, material lifts and dumbwaiters with automatic transfer devices;*
  - 4) *Automatic guided transit vehicles on guide ways with an exclusive right-of-way. This equipment includes, but is not limited to, automated people movers. [225 ILCS 312/10(a) and (b)]*
- b) This Part *does not apply to a municipality with a population over 500,000, with the exception of any state-owned building within such a municipality.* [225 ILCS 312/10(d)].
- c) This Part does not apply to the following equipment:
- 1) Material hoists within the scope of ANSI A10.5.
  - 2) Manlifts within the scope of ASME A90.1.
  - 3) Mobile scaffolds, towers, and platforms within the scope of ANSI A92.
  - 4) Powered platforms and equipment for exterior and interior maintenance within the scope of ANSI A120.1.



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- 5) *Conveyors and related equipment within the scope of ASME B20.1.*
- 6) *Cranes, derricks, hoists, hooks, jacks, and slings within the scope of ASME B30.*
- 7) *Industrial trucks within the scope of ASME B56.*
- 8) *Portable equipment, except for portable escalators that are covered by ANSI A17.1.*
- 9) *Tiering or piling machines used to move materials to and from storage located and operating entirely within one story.*
- 10) *Equipment for feeding or positioning materials at machine tools, printing presses, etc.*
- 11) *Skip or furnace hoists.*
- 12) *Wharf ramps.*
- 13) *Railroad car lifts or dumpers.*
- 14) *Line jacks, false cars, shafters, moving platforms, and similar equipment used for installing an elevator by a contractor licensed in this State.*
- 15) *Conveyances located in a private residence not accessible to the public.*
- 16) *Special purpose personnel elevators within the scope of ASME A17.1 and used only by authorized personnel.*
- 17) *Personnel hoists and employee elevators for construction and demolition operations within the scope of ANSI A10.4.*
- 18) *Wind turbine tower elevators within the scope of ASME A17.8. [225 ILCS 312/10(c)]*

~~This Part does not apply to the following equipment: personnel hoists and employee elevators for construction and demolition operations within the scope of ANSI A10.4; material hoists within the scope of ANSI A10.5; manlifts within the scope of ASME A90.1; mobile scaffolds, towers, and~~

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~~platforms within the scope of ANSI A92; powered platforms and equipment for exterior and interior maintenance within the scope of ANSI A120.1; conveyors and related equipment within the scope of ASME B20.1; cranes, derricks, hoists, hooks, jacks, and slings within the scope of ASME B30; industrial trucks within the scope of ASME B56; portable equipment, except for portable escalators that are covered by ANSI A17.1; tiering or piling machines used to move materials to and from storage located and operating entirely within one story; equipment for feeding or positioning materials at machine tools, printing presses, etc.; skip or furnace hoists; wharf ramps; railroad car lifts or dumpers; line jacks, false cars, shafters, moving platforms, and similar equipment used for installing an elevator by a contractor licensed in this State; conveyances located in a private residence not accessible to the public. [225 ILCS 312/10(c)]~~

- d) ~~Further, the Act does not apply to special purpose personnel elevators within the scope of ASME A17.1 and used only by authorized personnel [225 ILCS 312/10(c)].~~

(Source: Amended at 47 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1000.30 Definitions**

For the purposes of this Part, the definitions of terms in Section 15 of the Act and in this Section shall apply.

"Acceptance Inspection" means an inspection performed at the completion of the initial installation or alteration of equipment in accordance with applicable standards.

"Act" means the Elevator Safety and Regulation Act [225 ILCS 312].

"Alteration" means any change to equipment, including its parts, components or subsystems, other than maintenance, repair or replacement of the equipment or its parts, components or subsystems. [225 ILCS 312/15] For the purpose of this Part and the Act, this definition will take precedence over similar definitions used in safety codes incorporated by reference in Section 1000.60.

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"Authority Having Jurisdiction", as used in ASME A17.1-2010/CSA B44-10, and Performance-Based Safety Code for Elevators and Escalators (ASME A17.7-2007/CSA B44.7-07), means the Board.

*"Board" means the Elevator Safety Review Board created by Section 25 of the Act [225 ILCS 312/15].*

"Certificate of Conformance" means a certificate issued by a nationally accredited independent conveyance certification organization designated by ANSI, ASME or SCC (Standards Council of Canada) to operate a certification program that conforms to the Performance-Based Safety Code for Elevators and Escalators (ASME A17.7/CSA B44.7) and that evaluates new technology applicable to a conveyance for conformance with ASME A17.7/CSA B44.7. The Certificate of Conformance provides proof that the conveyance complies with ASME A17.7/CSA B44.7 and any other applicable codes required under the Act. The Certificate shall be part of the basis for approval by the Board.

*"Certificate of Operation" means a certificate issued by the OSFM or the Local Administrator ~~or the Local Administrator~~ that indicates that the conveyance:*

*has passed the required safety inspection and tests;*

*has been registered; and*

*fees have been paid. [225 ILCS 312/15]*

"Code" or "State Code" means the standards and recommendations incorporated by reference in Section 1000.60.

"Contractor License Designee" means an individual designated by a licensed elevator contractor or licensed limited elevator contractor who holds a current Illinois mechanic's license or limited mechanic's license and has the responsibility to ensure that work performed by the contractor is done so in conformance with the Act.

*"Elevator Contractor" means any person, firm, or corporation who possesses an elevator contractor license in accordance with the provisions of Sections 40 and 55 of the Act and who is engaged in the business of erecting, constructing, installing, altering, servicing, repairing, or maintaining and is entitled to perform*

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electrical work on *elevators or related conveyances covered by the Act* within any building or structure, except exempt private residences. [225 ILCS 312/15]

*"Elevator Helper"* means an individual registered with OSFM who works under the general direction of a licensed elevator mechanic or licensed limited elevator mechanic. *Licensure is not required for an elevator helper.* [225 ILCS 312/15]

*"Elevator Industry Apprentice"* means an individual who is enrolled in an apprenticeship program approved by the Bureau of Apprenticeship and Training of the U.S. Department of Labor and who is registered by OSFM and works under the general direction of a licensed elevator mechanic or licensed limited elevator mechanic. *Licensure is not required for an elevator industry apprentice.* [225 ILCS 312/15]

*"Elevator Inspector"* means any inspector, as that term is defined in ASME QEI, who possesses an elevator inspector license in accordance with the provisions of the Act. [225 ILCS 312/15]

*"Elevator Mechanic"* means any person who possesses an elevator mechanic license in accordance with the provisions of Section 45 of the Act and who is engaged in erecting, constructing, installing, altering, servicing, repairing, or maintaining elevators or related conveyances covered by the Act. [225 ILCS 312/15]

"Emergency Elevator Mechanic License" means a license issued by OSFM, under Section 45(d) of the Act and Section 1000.80(d) of this Part and based upon the certification of a licensed elevator contractor or licensed limited elevator contractor, whenever OSFM determines that *an emergency exists in the State due to disaster or work stoppage and the number of persons in the State holding mechanic licenses is insufficient to cope with the emergency.* [225 ILCS 312/45(d)]

"Hearing Officer" means the presiding officer or officers at the initial hearing before the Board and each continuation of that hearing. A hearing officer must be an attorney-at-law licensed to practice in Illinois.

"Inspection Company License" means a license issued by the Elevator Safety Review Board to any company that is qualified as an ASME QEI inspection company that has proven the company's qualifications and ability and that has

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been authorized by the Elevator Safety Review Board to possess this type of license under the provisions of Section 1000.80(h).

"Inspection Company License Designee" means an individual designated by a licensed elevator inspection company who holds an Illinois elevator inspector license.

"Limited Elevator Contractor License" means a license issued by OSFM, under Section 1000.80(g), that limits the licensee's business to a specific type of conveyance described in ASME A18.1.

"Limited Elevator Mechanic License" means a license issued by OSFM, under Section 1000.80(a), that *authorizes the licensee to carry on a business of erecting, constructing, installing, altering, servicing, repairing or maintaining a specific type of conveyance* described in ASME A18.1 *within any building or structure.* [225 ILCS 312/15]

"Local Administrator" means the municipality or county that entered into a local elevator agreement with OSFM to operate its own elevator safety program in accordance with the Act and this Part.

"Material Alteration" means any change to equipment, including its parts, components, and/or subsystems, other than maintenance, repair, or replacement of routine items under ASME A17.3. For the purpose of this Part and the Act, this definition will take precedence over similar definitions used in safety codes incorporated by reference in Section 1000.60.

"New Technology" means an elevator system, component or subsystem that has not been addressed in the Safety Code for Elevators and Escalators (ASME A17.1-2010/CSA B44-10), but meets the requirements of a certificate of conformance under the Performance-Based Safety Code for Elevators and Escalators (ASME A17.7-2007/CSA B44.7-07).

"OSFM" means the Office of the State Fire Marshal, which is designated by the Act to be the administrator of the Illinois Elevator Safety and Regulation Program.

"Owner" means the owner of the conveyance, which could be an individual, a group of individuals or an association, trust, partnership, corporation or person

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*doing business under an assumed name. The owner may delegate his, her or its authority to manage the day-to-day operations of the conveyance to another party, but may not delegate his, her or its responsibilities and duties under the Act and this Part. [225 ILCS 312/15]*

*"Private Residence" means a separate dwelling or a separate apartment or condominium unit in a multiple-family dwelling that is occupied by members of a single-family unit. [225 ILCS 312/15] Private residence excludes a unit used on a time-share basis by more than one family over a period of time.*

"Repair" means reconditioning or renewal of parts, components, and/or subsystems necessary to keep equipment in compliance with applicable code requirements. Repair includes only such work as is necessary to maintain present equipment in a safe and serviceable condition and to adjust or replace defective, broken, or worn parts with parts made of equivalent material, strength, and design, if the replacing part performs the same function as the replaced part. Section 15 of the Act exempts repairs from the Act's permit requirements. For the purpose of this Part and the Act, this definition will take precedence over similar definitions used in safety codes incorporated by reference in Section 1000.60.

~~*"Temporary Certificate of Operation" means a certificate issued by OSFM or the Local Administrator that permits the temporary use of a non-compliant conveyance by the general public for a limited time of 30 days while minor repairs are being completed, or for construction or demolition to provide transportation for construction personnel, tools, and materials only. [225 ILCS 312/15]*~~

"Temporary Elevator Mechanic License" means a temporary license issued by OSFM, under Section 45(e) of the Act and Section 1000.80(c) of this Part, *when OSFM agrees that there are no licensed personnel available to perform elevator work, and upon the request and certification of a licensed elevator contractor or licensed limited elevator contractor. [225 ILCS 312/45(e)]*

"Temporary Limited Authority" means a temporary license to perform work on a specific type of conveyance described in ASME A18.1 issued, under Section 45(g) of the Act and Section 1000.80(a)(3) of this Part. A temporary license will be issued when OSFM agrees that there are no licensed personnel available to perform elevator work. The license will be issued by OSFM to an individual that OSFM agrees is qualified to perform the work.

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(Source: Amended at 47 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1000.40 Local Regulation**

- a) Authorization of Local Programs  
Provided that the local program safety standards, codes and regulations are at least as stringent as those adopted in this Part, a municipality or county may enter into an agreement with OSFM under which the municipality or county will operate a local program. The agreement will include the terms described in this Section.
- 1) Under the local program, the municipality or county shall:
- A) *Issue construction and alteration permits and certificates of operation;*
  - B) *Provide for inspection of elevators, including temporary operation inspections which assess a conveyance's readiness for use in performing tasks for construction or demolition purposes only, such as providing transportation for construction personnel, tools and material, in accordance with ASME A17.1, Section 5.10~~including temporary operation inspections~~;*
  - C) *Grant exceptions and variances from the literal requirements of applicable State codes, standards and regulations in cases in which such variances would not jeopardize the public safety and welfare;*
  - D) *Enforce the applicable provisions of the Act, and levy fines in accordance with the Municipal Code [65 ILCS 5] or Counties Code [55 ILCS 5]. [225 ILCS 312/140(a)];*
  - E) Maintain for inspection by OSFM copies of all applications for permits and permits issued, grants and denials of exceptions or variances, copies of each inspection report issued, and proper records showing the number of certificates of operation issued by that jurisdiction. These materials shall be maintained for a 2-year

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period from the date of permit issuance for permit records and from the date of inspection for inspection records;

- F) Ensure that each required inspection will be conducted by a licensed elevator inspector;
  - G) Notify OSFM immediately by mail~~immediately by mail~~ of any exception or variance granted. ~~OSFM~~OSFM may object to ~~such~~the exception or variance within 7 business days ~~of~~after receipt of the notice. Should ~~OSFM~~OSFM and the Local Administrator not reach agreement on the exception or variance, the matter shall be directed to the Board to hear and decide. [225 ILCS 312/140(d)];
  - H) Notify OSFM at least 90 days prior to termination of the local program (see subsection (e)(1)) in the event the Local Administrator elects to discontinue regulating conveyances; and
  - I) Comply with any other provisions deemed necessary by the Administrator. (See 225 ILCS 312/140(a).)
- 2) The Local Administrator may assess a reasonable fee for permits, exceptions, variances, certificates of operation or inspections performed by its inspectors.
  - 3) The Local Administrator may choose to require that inspections be performed by its own Illinois licensed inspectors or by private Illinois licensed elevator inspectors.
  - 4) Any safety standards or regulations adopted by a municipality or county pursuant to 225 ILCS 312/140(a) must be at least as stringent as those provided for in the Act and Section 1000.60 of this Part.
- b) Approval of the Local Program
    - 1) Application  
Any municipality or county that chooses to inspect or otherwise regulate conveyances must apply to OSFM for approval of the local program. The application shall include the name of the local program administrator, the



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standards and regulations adopted, the number and types of conveyances covered by the program, the name and license number of inspectors, and other reasonable information OSFM may request. The form shall be provided by OSFM.

- 2) **Approval and Program Agreement**

If OSFM determines that the local program will be at least as stringent as the requirements of the Act and this Part, OSFM will so notify the local program. Each municipality or county approved by OSFM to implement a local program shall enter into a written agreement with OSFM under which the local program will apply within the described territory.
  - 3) **Existing Local Programs**

No municipality or county may operate a local program unless it has entered into an agreement with OSFM.
  - 4) **Review by OSFM**

OSFM may review and audit the program of any Local Administrator and inspect the permits issued, grants and denials of exceptions or variances, inspection reports, and records related to the conveyances under the local program. OSFM will provide the Local Administrator reasonable advance notice of the review, audit and/or inspection.
- c) **Local Enforcement**

Within the jurisdiction of an approved local program, except as otherwise provided in this subsection (c), the procedural requirements of the local program shall be followed, rather than the procedural requirements of this Part, including the specified fees. However, all conveyances located within the jurisdiction of a local program shall be registered with OSFM in accordance with Section 80 of the Act and Section 1000.120 of this Part.

d) **Reporting and Recordkeeping**

  - 1) **Reporting**

OSFM may request certain reports and information to be provided on a periodic basis to assure that local programs are operating in conformance with the Act.
  - 2) **Recordkeeping**

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A municipality or county that operates a local program shall maintain for inspection for a 2-year period the records required in subsection (a)(1)(E).

- e) Discontinuance of a Local Program
  - 1) Discontinuance by the Local Jurisdiction  
Should a local program determine to discontinue inspecting or otherwise regulating conveyances, the local program administrator shall notify OSFM 90 days prior to termination of the program. The municipality or county shall make available to OSFM program records and documents necessary for OSFM to maintain regulatory continuity.
  - 2) Discontinuance by OSFM  
OSFM may monitor the local programs and, if a program is found to not meet the requirements of the Act and this Part, notify the Local Administrator of corrective actions needed to be taken to bring its program into compliance. OSFM may, after allowing time for corrective action and after a hearing under 41 Ill. Adm. Code 210 and Section 1000.160 of this Part, withdraw approval of a non-compliant local program.

(Source: Amended at 47 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1000.50 Elevator Safety Review Board**

- a) Appointment  
The Elevator Safety Review Board consists of 17 members, 14 of whom are appointed by the Governor and 3 of whom are appointed by the State Fire Marshal under Section 25 of the Act. See Section 25 of the Act for specific representation and terms of office.
- b) Quorum  
Nine Board members shall constitute a quorum. A quorum is required for all Board decisions.
- c) Powers and Duties of the Board  
Section 35 of the Act authorizes the Board to adopt rules for administration and enforcement of the Act. The rules shall establish standards and criteria consistent with the Act for licensing of elevator mechanics, limited elevator mechanics, inspectors and contractors. The Board may grant variances from the applicable

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standards (see Section 1000.70), establish fees and recommend changes to the Act.

- 1) *The Board shall adopt, or amend and adopt, the latest editions of the standards referenced in Section 35 of the Act within 12 months after the effective date of the standards.*
- 2) *The Board shall make determinations authorized by the Act regarding implementation and regulation of new technology. Board determinations shall have a binding precedential effect throughout the State regarding equipment, structure or the enforcement of codes unless limited by the Board to the fact-specific issues.*
- 3) *The Board shall have the authority to hear appeals of any denial by the Local Administrator or of any denial or objection by OSFM.*
- 4) *The Board shall hold hearings and decide appeals within 30 days from the date of the hearing.*
- 5) *The Board shall establish fee schedules for licenses and registrations issued by OFSM. The Board shall also establish fee schedules for permits and certificates for conveyances not under a Local Administrator. The fees shall be set at an amount necessary to cover the actual costs and expenses to operate the Board and to conduct its duties as described in the Act. [225 ILCS 312/35]*

- d) Contact  
The Board's office is located at the Office of the Illinois State Fire Marshal, Elevator Safety Division, [555 West Monroe Street, Suite 1300-N](#)~~James R. Thompson Center, 100 West Randolph Street, Suite 4-600~~, Chicago, Illinois ~~60661~~[60601](#).

(Source: Amended at 47 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1000.60 Adoption of Nationally Recognized Safety Codes**

- a) All conveyances shall be designed, constructed, installed, operated, inspected, tested, maintained, altered and repaired in accordance with the following standards and safety codes:

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- 1) American Society of Mechanical Engineers (ASME)  
Three Park Avenue  
New York NY 10016-5990
  - A) Safety Code for Elevators and Escalators (ASME A17.1-2019/CSA B44-2019) and Performance-Based Safety Code for Elevators and Escalators (ASME A17.7-2007 reaffirmed 2017/CSA B44.7-07 reaffirmed 2017).  
  
Modification and Exclusion to the Safety Code for Elevators and Escalators (ASME A17.1-2019/CSA B44-2019) adopted by the Illinois Elevator Safety Review Board:
    - i) Modification: Witnessing of Initiating Devices for Fireman's Emergency Operation.  
  
All initiating devices for all elevators shall be tested every 5 years. The test shall be witnessed by an elevator inspector. Documentation of the results of the testing of initiating devices must be kept on site in the maintenance records. All hydraulic elevators shall have this documentation completed no later than December 31, ~~2024~~2023. All traction elevators shall have this documentation completed at the time of their first Category 5 test after January 1, ~~2024~~2023. After the initial test, subsequent tests of the elevator's initiating devices shall be conducted no later than 5 years after the date of the last test.
    - ii) Exclusion: Specifically Excluded from Adoption is Section 8.6.4.20.1(b) Alternative Test Method for Car Safeties;
  - B) Safety Code for Existing Elevators and Escalators (ASME A17.3-2005), but only as required under Section 35(h) and (i) of the Act and subsection (d) ~~of this Section~~;
  - C) Safety Standard for Platform Lifts and Stairway Chairlifts (ASME A18.1-2017);

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- D) Standard for the Qualification of Elevator Inspectors (ASME QEI-1-2018).
- 2) American Society of Civil Engineers (ASCE)  
1801 Alexander Bell Drive  
Reston VA 20191-4400
- Automated People Mover Standards (ANSI/ASCE/T&DI 21-13).
- b) All the materials incorporated by reference in this Section are incorporated as of the date specified and include no later editions or amendments.
- c) *The Board shall adopt, or amend and adopt, the latest editions of the standards referenced in this Section within 12 months after the effective date of the standards.* [225 ILCS 312/35(a)]
- d) Upgrade Requirements for Existing Conveyances
- 1) *Notwithstanding anything else in this Part, the following upgrade requirements of the 2007 edition of the Safety Code for Elevators and Escalators (ASME A17.1) and the 2005 edition of the Safety Code for Existing Elevators (ASME A17.3) must be completed by January 1, 2015, but OSFM or the ~~OSFM or the~~ Local Administrator may not require their completion prior to January 1, 2013:*
- A) *Restricted opening of hoistway doors or car doors on passenger elevators* in accordance with ASME A17.3-2005;
- B) *Car illumination* in accordance with ASME A17.3-2005;
- C) *Emergency operation and signaling devices* in accordance with ASME A17.3-2005;
- D) *Phase reversal and failure protection* in accordance with ASME A17.3-2005;
- E) *Reopening device for power operated doors or gates* in accordance with ASME A17.3-2005;

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- F) *Stop switch in pits in accordance with ASME A17.3-2005; and*
- G) *Pit ladder installation in accordance with Section 2.2.4.2 of ASME A17.1-2007. [\[225 ILCS 312/35\(h\)\]](#)*
- 2) *In the event that a conveyance regulated by this Part is altered, the alteration shall comply with ASME A17.1-2019/CSA B44-2019.*
- 3) *Notwithstanding anything else in this Section, the firefighter's emergency operation and the hydraulic elevator cylinder or cylinders, including the associated safety devices outlined in Section 4.3.3(b) of ASME A17.3-2005, are not required to be upgraded unless:*
- A) *There~~There~~ is an alteration of the controller affecting operation control, motion control, or combination of the 2 types of control, (1.1) the operation control, motion control, or combination of the 2 types of control are replaced, (1.2) there is an alteration to the hydraulic cylinder;*
- B) *The equipment fails; or~~or~~*
- C) *Failing~~Failing~~ to replace the equipment jeopardizes the public safety and welfare as determined by the Local Administrator or the Board. [\[225 ILCS 312/35\(h\) and \(i\)\]](#)*
- e) Non-Mandatory Guidelines. It is recommended that all conveyances be inspected and tested in accordance with the following recommended practices. The following list should not be interpreted as excluding other practices recommended by equipment manufacturers.

American Society of Mechanical Engineers (ASME)  
Three Park Avenue  
New York NY 10016-5990

Guide for Inspection of Elevators, Escalators, and Moving Walks (ASME A17.2-2017)

(Source: Amended at 47 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

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**Section 1000.120 Registration of Conveyances**

- a) Registration of Newly Installed Conveyances  
*It shall be the responsibility of the owner to complete and submit first time registration for new installations and to pay the fee for registration, prior to the issuance of the initial certificate of operation. [225 ILCS 312/95(a)]* ~~Any new conveyance shall be registered by the owner with OSFM as required by Section 95 of the Act at the time the conveyance is completed and placed in service.~~ The owner shall pay a registration fee of \$30.
- b) Registration of Existing Conveyances  
Owners must register their existing conveyances with OSFM and pay a registration fee of \$30.
- c) The registration shall be on a form provided by OSFM that shall require identification of the conveyance type, rated load and speed, manufacturer, location, purpose and date of installation, along with any other information deemed necessary by OSFM.
- d) OSFM shall issue for each conveyance a registration identification plate with the registration number inscribed that shall be used to identify the conveyance. The registration plate shall be permanently affixed/attached to the elevator conveyance control panel.
- e) Replacement registration identification plates shall require a fee of \$10 for each additional plate.
- f) Registrations are not required for private residence conveyances. No fee will be charged for voluntarily registering existing private residence conveyances and no penalties will be incurred by the owner of a private residence. These conveyances are not covered by the Act.

(Source: Amended at 47 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1000.140 Conveyance Inspection**

- a) Acceptance Inspections

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All new conveyance installations shall be inspected and, based upon a passed acceptance~~on that~~ inspection, the owner of the conveyance shall then register the conveyance with OSFM. Only a registered conveyance may thereafter,~~prior to initial use,~~ receive a Certificate of Operation from OSFM or the Local Administrator. All new conveyance installations shall be performed by a licensed elevator contractor. A licensed elevator inspector must, subsequent to installation~~All new conveyance installations shall be performed by a licensed elevator contractor who shall, subsequent to inspection,~~ certify compliance with the applicable Sections of the Act and this Part. [225 ILCS 312/95(a)]

## b) Periodic Inspections and Tests

- 1) *It shall be the responsibility of the owner of all new and existing conveyances located in any building or structure to have the conveyance inspected annually. [225 ILCS 312/120(a)] It shall be the responsibility of the owner to ensure*~~insure~~ that the inspections and tests are performed at the prescribed intervals.
- 2) All inspections and tests shall be conducted in accordance with the State code listed in Section 1000.60 that applies to the conveyance being inspected.
- 3) Upon completion of the *inspection, the licensed elevator inspector must supply the property owner with a copy of the written inspection report describing any and all violations* and the licensed elevator inspector and property owner shall keep records for review by OSFM or the Local Administrator. [225 ILCS 312/120(a)]
- 4) All property owners and licensed elevator inspection companies shall maintain elevator inspection reports and elevator testing results for 10 years.
- 5) *Property owners shall have 30 days from the date of the published inspection report to be in full compliance by correcting any violations. [225 ILCS 312/120(a)]* Upgrades to existing conveyances shall comply with the time limits provided in Section 1000.60(d). The licensed inspector will review the actions taken by the property owner and, if the corrections are adequate, will issue a follow-up inspection report indicating adequate remediation of the violations.



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- 6) OSFM or the Local Administrator *may extend the compliance dates for good cause, provided that the violations are minor and pose no threat to public safety.* [225 ILCS 312/120(a)]
  - 7) All tests and inspections shall be performed by individuals licensed to perform that work or inspections on that particular type of conveyance.
- c) Inspections by OSFM  
OSFM may conduct random on-site inspections and tests on existing installations using its own personnel or third party licensed inspectors under contract with OSFM.
- d) Temporary Operation Inspections  
A licensed elevator inspector may inspect an elevator for the purpose of assessing the readiness of the conveyance for the purpose of temporary operation, but only for construction or demolition purposes such as providing transportation for construction personnel, tools and material, in accordance with ASME A17.1, Section 5.10.
- ~~e~~) Conflict of Interest
- 1) No individual licensed as both an elevator mechanic (regular or limited) and elevator inspector may inspect his/her own work, the work of his/her company, or the work of a company affiliated with his/her company.
  - 2) The Board may grant exceptions for governmental, academic, and other institutions that maintain their own personnel licensed as elevator inspectors and as elevator mechanics to allow those personnel to inspect conveyances owned or leased by the institutions as long as the personnel are not inspecting their own work.
  - 3) In the event that there are insufficient independent licensed inspectors available, the Board may grant exceptions and allow Category 1 Hydraulic Pressure Tests (see ASME A17.1) of elevators to be witnessed by a licensed inspector employed by a licensed contractor, provided that a separate licensed mechanic performs the tests.

(Source: Amended at 47 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

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**Section 1000.150 Certificate of Operation**

- a) An owner of a conveyance must apply annually for a Certificate of Operation. Each application for a Certificate of Operation concerning a conveyance located in a county or municipality operating under a local elevator agreement shall be submitted by the owner of a conveyance to the Local Administrator. Each application for a Certificate of Operation concerning a conveyance not subject to a Local Agreement shall be submitted by the owner of the conveyance to OSFM. All applications for a Certificate of Operation shall include the following:
  - 1) An acceptance report or the report from the most recent annual inspection from a licensed elevator inspector indicating the date of the inspection and that the conveyance has passed inspection and is safe for normal use;
  - 2) A certification from a licensed elevator mechanic or licensed limited elevator mechanic that the conveyance was tested in accordance with the appropriate State code;
  - 3) Any other information OSFM or the Local Administrator may require; and
  - 4) The fee required by subsection (b).
  
- b) The fees for Certificate of Operation for conveyances not subject to a local elevator agreement shall be as follows:
 

1)	Initial Certificate of Operation	\$100
2)	Annual Renewal of Certificate of Operation	\$75
3)	Renewal of Expired Certificate of Operation	\$125
<del>4)</del>	<del>Temporary Certificate of Operation</del>	<del>\$0</del>
<u>4</u> 5)	Late Fee	\$50
  
- c) Upon receipt and review of an application for a Certificate of Operation and supporting documentation, OSFM or the Local Administrator shall issue the appropriate Certificate of Operation or shall notify the applicant of the reason for the denial of the certificate.

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- d) Prior to any conveyance being used, the property owner or lessee must obtain a certificate of operation from the Administrator or Local Administrator, except that the conveyance may be used by the public for up to 30 days after the initial passed acceptance inspection while the property owner or lessee is in the process of obtaining an initial certificate of operation. [225 ILCS 312/95]~~OSFM or the Local Administrator may issue a Temporary Certificate of Operation that permits the temporary use of a non-compliant conveyance by the public for up to 30 days while minor repairs are being completed if OSFM or the Local Administrator determines that use of the conveyance pending repair will not jeopardize the safety and health of those using or working on the conveyance. OSFM or the Local Administrator also may issue Temporary Certificates of Operation for elevators used for construction or demolition.~~
- e) The Certificate of Operation or a copy of the certificate shall be clearly displayed on or in each conveyance~~The Certificate of Operation or a copy of the certificate shall be clearly displayed on or in each conveyance. [225 ILCS 312/95(c)]~~
- f) Upon expiration of the Certificate of Operation, OSFM or the Local Administrator may direct the building owner to suspend operation of the conveyance.
- g) OSFM or the Local Administrator may cancel the Certificate of Operation and place the conveyance out of service when any of the following conditions exist:
- 1) The conveyance is deemed unsafe for operation or is being operated in an unsafe manner.
  - 2) The owner fails to pay fees or penalties.
  - 3) The owner fails to have the conveyance inspected at required intervals.
  - 4) The owner fails to take corrective action as directed by OSFM.
- h) When a Certificate of Operation has been suspended or cancelled or the conveyance has been placed out of service by OSFM or the Local Administrator, no person shall operate the conveyance. To re-enable use of the conveyance, the owner of the conveyance shall remediate the cause of the suspension or cancellation; shall have the conveyance reinspected; and shall apply to have a suspended Certificate of Operation reinstated and, prior to operation, shall wait to

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have the reinstatement granted or shall apply for and wait to receive a new Certificate of Operation to replace a cancelled certificate.

(Source: Amended at 47 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1000.180 Service or Inspection of Non-Compliant Conveyances**

- a) Inspectors, contractors and mechanics are not permitted to service an unregistered existing conveyance that is required by the Act to be registered without prior permission from OSFM, except as provided in this Section.
- b) Licensed elevator contractors and licensed inspection companies shall request from the conveyance owner the conveyance's registration number and a copy of the current Certificate of Operation. ~~If necessary, a 30-day extension may be obtained from OSFM so that a conveyance owner may register a conveyance.~~ A 60-day one-time extension may be obtained from OSFM so that a conveyance owner can schedule an inspection or service to be performed in order to register a conveyance or obtain a Certificate of Operation. ~~OSFM will grant the 30-day extension or 60-day extension so that service may be performed.~~ Forms for submitting an extension request are available on the OSFM website at [www.sfm.illinois.gov](http://www.sfm.illinois.gov) under the Elevator Safety link. In municipalities that have a local elevator agreement with OSFM, the conveyance owner must apply to the municipality for an extension to obtain a current Certificate of Operation.
- c) Exceptions to Obtaining Advance Permission from OSFM to Work on a Non-Compliant Conveyance
  - 1) All Elevators and Conveyances

Should a situation occur in which an elevator contractor has been contacted to remove a trapped or injured person from a conveyance or render the conveyance out of service for reasons of safety, the licensee may perform that work, but must notify OSFM via email or phone call the next business day after performing the service.
  - 2) Registered Conveyances with an Expired Certificate of Operation
    - A) The inspection company may have its licensed inspector perform the requested inspection prior to receiving permission from OSFM or the Local Administrator, provided the inspection company

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notifies OSFM or the Local Administrator via email or phone call or other means the next business day, providing the location of the conveyance that is registered but lacks a current Certificate of Operation. The inspector may put the conveyance out of order if he/she determines the conveyance is unsafe to operate.

- B) A licensed mechanic may work on a conveyance with an expired Certificate of Operation if there is a final inspection report not older than 30 days posted in the equipment room prior to the conveyance owner applying for and receiving its annual Certificate of Operation. Should the inspection report be older than 30 days, the elevator contractor/mechanic must notify OSFM or the Local Administrator via email or phone call or other means the next business day, providing the location of the conveyance.

(Source: Amended at 47 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)