**02 DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION**

**041 Office of Professional and Occupational Regulation**

**ELEVATOR AND TRAMWAY SAFETY PROGRAM**

**Chapter 501: DEFINITIONS**

**Summary:** This Chapter defines (1) terms that are used in the rules adopted by the Director and (2) terms used in 32 MRS Chapter 133, but not defined by statute. Terms used in the Program’s rules also are defined by statute and by the national codes adopted in Chapter 511.

**1. Incorporation by Reference; Conflicts**

 The Director incorporates in the Program’s rules the definitions that appear in 32 MRS Chapter  133 and in the national codes adopted in Chapter 511 of these rules.

 If a conflict exists as to definitions contained in 32 MRS Chapter 133, the Program’s rules, or the national codes, the definitions in 32 MRS Chapter 133 prevail over both the definitions in the Program’s rules and the definitions in the national codes, and the definitions in the Program’s rules prevail over the definitions in the national codes.

**2. Definitions**

 As used in the Program’s rules, unless the context otherwise indicates, the following terms have the following meanings:

 A. **ASME**. “ASME” means the American Society of Mechanical Engineers.

 B. **ANSI**. “ANSI” means the American National Standards Institute.

C. **Chief Inspector**. “Chief Inspector” means the Chief Inspector or the Chief Inspector’s designee.

D. **Declare Idle**. “Declare idle” means to place out of service.

E. **Elevator.** “Elevator” means a guided hoisting and lowering mechanism equipped with a car, platform or load-carrying unit, including the doors, well enclosures, means and appurtenances required by the rules adopted by the Director. “Elevator” includes vertical lifts, incline lifts, escalators and manlifts.

F. **Elevator Mechanic**. “Elevator mechanic” means a person who is licensed by the Director to install, service, repair or alter an elevator.

G. **Lift**. “Lift” means a platform lift as defined in ASME A18.1.

 H. **Lift Mechanic**. “Lift mechanic” means a person who is licensed by the Director to install, service, repair or alter a lift.

 I. **Place Out of Service**. “Place out of service” means to render an elevator, unit or device safe and completely inoperable, other than for the purpose of making repairs, for an indefinite period.

 J. **Program**. “Program” means the Elevator and Tramway Safety Program as administered by the Director of the Office of Professional and Occupational Regulation.

K. **Maximum Load**. With respect to elevators, “maximum load” means rated load. With respect to tramways, “maximum load” means design capacity.

L. **Reportable Accident**. “Reportable accident” means an incident that is caused by equipment failure or results in significant injury or death to a person or that results in substantial damage to equipment.

M. **Significant Injury (tramways)**. With respect to tramways, significant injury includes, but is not limited to, an injury arising out of the use of a tramway that reasonably requires emergency or immediate medical attention but does not include injuries sustained during the process of loading or unloading the tramway that are not the result of equipment failure.

N. **Suspend Operation**. “Suspend operation” means to not use the elevator, unit or device for any purpose, other than to make repairs, for a limited period of time.

O. **Take Out of Operation or Service**. “Take out of operation or service” means to suspend operation.

P. **Tramway Equipment Failure**. With respect to tramways, for purposes of the Program’s rules, equipment failure includes, but is not limited to:

(1) Any malfunction that results in damage to or failure of, tramway components such as wire rope support structures, gear box, motor, bullwheel and bearings, brakes, roll back equipment shafts or couplings;

(2) Any deropement of an aerial tramway or lift;

(3) Any deropement of a surface lift or tow not caught by designed rope catchers or, if the surface lift or tow is not equipped with rope catchers, any deropement in which the wire rope leaves the tower support or bullwheel and reaches within 2 feet of the surface;

(4) Any failure of aerial lift carrier grips resulting in the slippage on the haul rope or

detachment of the carrier from the main haul rope; and

(5) Any fire damage to mechanical equipment, control building, drive building or any structure close enough to the tramway to interfere with proper operation of the tramway.

*(Note: In 2013, statutory changes restructured the licensing and regulation of elevators and tramways by eliminating the Board of Elevator and Tramway Safety and creating the Elevator and Tramway Safety Program, administered by the Director of the Office of Professional and Occupational Regulation.)*

STATUTORY AUTHORITY: 32 MRS §§ 15202, 15205-A

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