

LABOR SERVICES DIVISION[875]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code section 89A.3, the Elevator Safety Board hereby gives Notice of Intended Action to amend Chapter 71, “Administration of the Conveyance Safety Program,” Chapter 72, “Conveyances Installed On or After January 1, 1975,” and Chapter 73, “Conveyances Installed Prior to January 1, 1975,” Iowa Administrative Code.

Items 1, 2, and 3 are the result of a petition for rule making filed with the Elevator Safety Board by a representative of the wind tower industry. The proposed amendments would eliminate obsolete language and reduce expenses for the wind tower industry while maintaining safety.

Items 4 through 7 propose to update codes adopted by reference to the most current national safety standards. These amendments would facilitate installation of the most modern equipment in Iowa.

The purposes of these amendments are to protect the health and safety of the public, update the rules, reduce compliance costs, and implement legislative intent.

If requested in accordance with Iowa Code section 17A.4(1)“b” by the close of business on January 9, 2018, a public hearing will be held on January 10, 2018, at 1:30 p.m. at 150 Des Moines St., Des Moines, Iowa. Interested persons will be given the opportunity to make oral statements and file documents concerning the proposed amendments. The facility for the oral presentations is accessible to and functional for persons with physical disabilities. Persons who have special requirements should call (515)725-5615 in advance to arrange access or other needed services.

Written data, views, or arguments to be considered in adoption shall be submitted no later than January 10, 2018, to Division of Labor Services, 1000 East Grand Avenue, Des Moines, Iowa 50319-0209. Comments may be sent electronically to kathleen.uehling@iwd.iowa.gov.

No variance procedures are included in this rule. Applicable variance procedures are set forth in 875—Chapter 66.

After analysis and review of this rule making, no adverse impact on jobs is expected.

These amendments are intended to implement Iowa Code chapter 89A.

The following amendments are proposed.

ITEM 1. Amend paragraph **71.11(3)“a”** as follows:

a. The labor commissioner’s designee shall inspect altered conveyances, construction elevators, CPHs, previously dormant conveyances being returned to service, ~~wind tower lifts exempted from ASME A17.1 by rule 875—72.12(89A)~~, relocated conveyances, and new conveyances.

ITEM 2. Amend subrule 71.11(4) as follows:

71.11(4) Inspection standards. Inspections shall be performed in accordance with applicable safety codes or documents such as:

- a. CCD;
- b. ASME A17.1, Sections 8.10 and 8.11, except Section 8.11.1.1;
- c. ANSI A10.4-2007;
- d. ~~Rule 875—72.12(89A) for wind tower lifts exempted from ASME A17.1 by rule 875—72.12(89A); or~~
- e. d. ASME A18.1.

ITEM 3. Amend paragraph **71.14(1)“b,”** introductory paragraph, as follows:

b. Category 1 safety tests of wind turbine tower elevators shall be conducted after two years of operation, and category 5 safety tests of wind turbine tower elevators shall be performed after ten years of operation. Safety tests shall be made on all other conveyances pursuant to the schedules and procedures set forth in:

ITEM 4. Amend subrule 72.1(10), introductory paragraph, as follows:

72.1(10) For installations ~~on or after~~ between January 14, 2015, and January 24, 2018:

ITEM 5. Adopt the following **new** subrule 72.1(11):

72.1(11) For installations on or after January 24, 2018:

- a.* ASME A17.1 shall mean ASME A17.1-2016/CSA B44-16;
- b.* ASME A17.7 shall mean ASME A17.7-2012/CSA B44.7-12;
- c.* ASME A17.8 shall mean ASME A17.8-2016/CSA B44.8-16;
- d.* ASME A18.1 shall mean ASME A18.1 (2014), except Chapters 4, 5, 6, and 7;
- e.* ANSI A117.1 shall mean ANSI A117.1 (2017), except for requirement 407.4.7.1.2; and
- f.* ANSI/NFPA 70 shall mean ANSI/NFPA 70 (2016).

ITEM 6. Amend subrule 72.13(2) as follows:

72.13(2) *Exemption for button renumbering.* All maintenance, repairs and alterations to devices covered by ANSI A117.1 shall comply with ANSI A117.1 (2003), ~~except for Rule 407.4.6.2.2 (2017),~~ except for requirement 407.4.7.1.2.

ITEM 7. Amend subrule 73.8(2) as follows:

73.8(2) *Exemption for button numbering.* All maintenance, repairs and alterations to devices covered by ANSI A117.1 shall comply with ANSI A117.1 (2003), ~~except for Rule 407.4.6.2.2 (2017),~~ except for requirement 407.4.7.1.2.