**02 DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION**

**041 Office of Professional and Occupational Regulation**

**ELEVATOR AND TRAMWAY SAFETY PROGRAM**

**Chapter 535: Licensed Wire Rope Inspectors**

**Summary:** This Chapter establishes requirements for initial and renewal licensure of private wire rope inspectors in addition to those established by 32 MRS §15209-A. The Chapter also establishes requirements for inspections and reports of inspections of tramways equipped with wire rope and standards for audits of inspections and inspection reports.

**1. Applications**

 Applications for licensure must be on forms provided by the Director and must be accompanied by the fees established by the Director.

**2. Qualifications for Licensure**

An applicant for a private wire rope inspector’s license must meet the qualifications specified in 32 MRS §15209-A.

**3. Renewal of License**

A. **Expiration.** All private wire rope inspector licenses expire on December 31.

B. **Eligibility for Renewal.** To renew a private wire rope inspector’s license, the applicant must comply with 32 MRS §15216-C and this Chapter. A licensed wire rope inspector who fails to apply for renewal of the license within 90 days of the expiration of the license must apply and meet all qualifications for an initial wire rope inspector’s license. A license may be renewed up to 90 days after expiration upon payment of a late fee in addition to the renewal fee.

**4. Inspections**

Licensed private wire rope inspectors shall conduct inspections in accordance with the standards adopted in Chapter 511.

**5. Unsafe Conditions**

If a licensed private wire rope inspector observes an unsafe condition during the course of an inspection, the inspector shall immediately report the unsafe condition to the Chief Inspector in accordance with the procedure for reporting accidents in Chapter 523.

**6. Inspection Reports**

 Licensed private wire rope inspectors shall prepare reports of inspections of tramways equipped with wire rope on forms acceptable to the Director. Each report must relate to only one tramway, which must be designated by its registration number. The private wire rope inspector shall give the completed report to the owner of the tramway for submission to the Director.

**7. Audit of Inspections and Inspection Reports**

A. **Authority.** The Chief Inspector may audit inspections of wire ropes and inspection reports of licensed private wire rope inspectors to ensure compliance with Title 32, Chapter 133, and the Program’s rules. The Chief Inspector need not select reports for audit randomly.

B. **Standards.** In conducting audits of inspections and inspection reports, the Chief Inspector shall determine whether the licensed private wire rope inspector complied with the provisions of Title 32, Chapter 133, the Program’s rules, and the national code specified in Chapter 511.

**8. Independent Contractor**

In performing all duties and tasks relating to tramways equipped with wire rope, licensed private wire rope inspectors are deemed to be acting as independent contractors and not as officers, employees, or agents of the State of Maine. The State assumes no liability for the actions or omissions of licensed private wire rope inspectors.

*(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 §§ 15205-A, 15209-A, 15216-C, 15221, 15226

EFFECTIVE DATE:

March 15, 1998 – as Ch. 10 “Wire Rope Inspectors”

REPEALED:

January 1, 2003 – filing 2002-492

EFFECTIVE DATE:

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