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DEPARTMENT OF LABOR AND EMPLOYMENT
Division of Oil and Public Safety
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MEMORANDUM

Date: February 9, 2009
Subject: Transition of elevator regulation from the City and County to the Division of Oil and Public Safety

The Elevator and Escalator Certification Act ("the Act"), Title 9, Article 5.5 Colorado Revised Statutes (C.R.S.), allows a qualified local authority having jurisdiction (AHJ) to enter into a Memorandum of Agreement (MOA) with the Division of Oil and Public Safety (OPS) to regulate conveyances that are located within their jurisdiction territory. The City and County of Denver Community Planning and Development (CPD) has elected not to enter into an MOA with OPS. Therefore, CPD and OPS have agreed on the following plan for the transition of current CPD oversight to OPS in 2009. Full OPS oversight will commence January 1, 2010.

Conveyance Owner Notification: In February 2009, CPD will post on their website and notify by mail each conveyance owner listed in the CPD database of these processes.

Existing Conveyances:

- 1) It is the responsibility of the conveyance owner to notify CPD and OPS as to whether they are requesting CPD to inspect their conveyance(s) throughout 2009.
- 2) If the owner does not make this request before March 17, 2009, the owner must arrange for the required inspections with a licensed private inspector prior to the expiration of the current Certificate of Operation. In this case, OPS will be the jurisdiction that issues the new Certificate of Operation.
- 3) CPD and OPS will only issue Certificate of Operations in response to passing inspections and only if the conveyance is registered with the OPS.

Newly Installed or Altered Conveyances:

- 1) CPD will complete acceptance inspections on conveyances for which permits were obtained from CPD prior to January 1, 2009, AND construction activities, testing, and final inspection will be completed prior to December 31, 2009.
- 2) OPS will issue permits for conveyances on which construction activities will commence after January 1, 2009 AND on conveyances for which 1) above does not apply. In this case, the owner must arrange for an acceptance inspection with a licensed private inspector, who will submit the inspection report to OPS for review.
- 3) CPD and OPS will only issue Certificate of Operations in response to passing inspections and only if the conveyance is registered with the OPS.

Performance test and test witnessing: It is the responsibility of the conveyance owner in conjunction with a licensed contractor and inspector to comply with conveyance test and test witnessing listed in the Conveyance Regulations (Section 2-2-2-2).

Implementation of Firefighter Service: CPD has cancelled Policy IBC 3001.2(1) regarding the installation of Phase I and II Firefighter Service in existing elevators with a travel distance of 25 feet or greater. OPS is currently reviewing this ASME A17.3 code requirement from a material risk standpoint and will inform conveyance owners of the implementation requirements as soon as they are determined.

If you have any questions regarding the items in this memorandum, contact Michael Stewart at (303) 318-8530 or Greg Johnson at (303) 318-8536.