



General Assembly

Amendment

January Session, 2005

LCO No. 8245

HB0675408245HDO

Offered by:

REP. DARGAN, 115th Dist.
REP. STONE, 9th Dist.
REP. THOMPSON, 13th Dist.
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To: Subst. House Bill No. 6754

File No. 141

Cal. No. 162

"AN ACT CONCERNING THE REGULATION OF AMUSEMENT RIDES."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Subsection (b) of section 29-269 of the general statutes is
4 repealed and the following is substituted in lieu thereof (*Effective from*
5 *passage*):

6 (b) Any variation of or exemption from any provision of (1) the State
7 Building Code relating to accessibility to, and use of, buildings and
8 structures by persons with disabilities, (2) subsection (g) of section 14-
9 253a, (3) section 29-273, or (4) section 29-274, shall be permitted only
10 when approved by the State Building Inspector and the director of the
11 Office of Protection and Advocacy for Persons with Disabilities acting
12 jointly. Any person, agent of the state, municipality or any other

13 political subdivision of the state may apply to the State Building
14 Inspector to vary or set aside standards incorporated in the State
15 Building Code pursuant to the provisions of subsection (a) of this
16 section. The State Building Inspector, within seven days of receipt of
17 any such application, shall forward a copy of such application to said
18 director, who shall, within thirty days of receipt, review the
19 application, and acting jointly with the State Building Inspector, render
20 a decision to accept or reject the application in whole or in part. The
21 State Building Inspector and said director may approve a variation of
22 or exemption from any such standard or specification when they
23 jointly determine that [it] such standard or specification would not be
24 feasible, [or] would unreasonably complicate the construction,
25 alteration or repair in question, is unwarranted for such construction,
26 alteration or repair or that the variation would provide acceptable
27 alternative compliance to the standard or specification. Such
28 determination shall be in writing, shall state the reasons therefor and if
29 it sets aside any such standard or specification, a copy of such
30 determination shall be sent to said director. Any person aggrieved by
31 any such decision may appeal to the Codes and Standards Committee
32 within thirty days after such decision has been rendered.

33 Sec. 2. Section 29-223a of the general statutes is repealed and the
34 following is substituted in lieu thereof (*Effective July 1, 2005*):

35 (a) No person shall engage in, practice or offer to perform the work
36 of a hoisting equipment operator, except as provided in subsection (b)
37 or (c) of this section, who is not the holder of a valid crane operator's
38 license or hoisting equipment operator's license issued by the board.
39 Each licensed hoisting equipment operator shall carry his or her license
40 on his or her person when operating hoisting equipment. No person
41 may engage in, practice or perform the work of a hoisting equipment
42 operator apprentice unless he has obtained a certificate of registration
43 from the board. An apprentice's certificate may be issued for the
44 performance of work of a hoisting equipment operator for the purpose
45 of training, which work may be performed only under the supervision
46 of a licensed hoisting equipment operator.

47 (b) The provisions of this section shall not apply to: (1) Any person
48 engaged in the occupation of hoisting equipment operator in the state
49 on October 1, 2003, provided such person shall be required to obtain a
50 license [within] not later than one year of October 1, [2003] 2004, (2)
51 engineers under the jurisdiction of the United States, (3) engineers or
52 operators employed by public utilities or industrial manufacturing
53 plants, or (4) persons engaged in boating, fishing, agriculture or
54 arboriculture.

55 (c) On or after October 1, 2003, but not later than October 1, [2004]
56 2005, the board shall issue a license for a hoisting equipment operator
57 to any person who provides a notarized statement from the person's
58 employer indicating the dates and duties of employment operating
59 such equipment or proof of ownership and control of a company
60 utilizing such equipment.

61 Sec. 3. Section 29-224a of the general statutes is repealed and the
62 following is substituted in lieu thereof (*Effective July 1, 2005*):

63 Each crane or hoisting equipment owner or operator shall
64 immediately report any accident involving a crane or hoisting
65 equipment he owns or operates to the board. Upon receipt of any such
66 report, the board may cause a full investigation and inspection of such
67 crane or hoisting equipment to determine the cause of the accident and
68 may take any action it deems appropriate if, after notice and
69 opportunity for hearing, it determines that a violation of any provision
70 of this chapter or any regulations adopted thereunder exists.

71 Sec. 4. Section 29-224b of the general statutes is repealed and the
72 following is substituted in lieu thereof (*Effective July 1, 2005*):

73 The commissioner or any employee of the Department of Public
74 Safety, while engaged in the performance of his duties, may enter at all
75 reasonable hours into and upon any premises in or on which a crane or
76 hoisting equipment is located for the purpose of carrying out the
77 provisions of this chapter and the regulations adopted thereunder.

78 Sec. 5. Section 29-225 of the general statutes is repealed and the
79 following is substituted in lieu thereof (*Effective July 1, 2005*):

80 (a) The board may suspend or revoke a crane operator's license, a
81 hoisting equipment operator's license or an apprentice's certificate
82 after notice and hearing upon a finding that the holder has
83 demonstrated incompetence or has been guilty of negligence in the
84 performance of his work.

85 (b) The board may suspend or revoke a crane owner's registration
86 after notice and hearing upon a finding that the holder has failed to
87 properly maintain his crane or has permitted the operation of his crane
88 in an unsafe manner.

89 (c) The board may impose a civil penalty of not more than one
90 thousand dollars on any crane or hoisting equipment owner or
91 operator who violates any provision of this chapter or any regulations
92 adopted thereunder.

93 Sec. 6. (NEW) (*Effective from passage*) Not later than January 1, 2008,
94 the State Building Inspector and the State Fire Marshal, in conjunction
95 with the Codes and Standards Committee, shall make amendments to
96 the State Building Code and the State Fire Safety Code, in accordance
97 with the provisions of chapter 54 of the general statutes, to require the
98 installation of a floor proximity path marking system that shall include
99 path markers, path marking materials and related devices to identify
100 the path of emergency egress by providing a visible delineation of the
101 path of travel along the designated exit access that shall be continuous,
102 except as interrupted by doorways, hallways, corridors or other
103 architectural features, in occupancies regulated by the State Fire Safety
104 Code and constructed, substantially renovated or established by
105 change of use under a building permit application filed on or after
106 January 1, 2008. Such path markers and path marking materials shall
107 include markers and materials that are electrical and
108 photoluminescent."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	29-269(b)
Sec. 2	<i>July 1, 2005</i>	29-223a
Sec. 3	<i>July 1, 2005</i>	29-224a
Sec. 4	<i>July 1, 2005</i>	29-224b
Sec. 5	<i>July 1, 2005</i>	29-225
Sec. 6	<i>from passage</i>	New section