



House of Representatives

General Assembly

File No. 234

February Session, 2008

Substitute House Bill No. 5609

House of Representatives, March 27, 2008

The Committee on General Law reported through REP. STONE of the 9th Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

AN ACT CONCERNING EXEMPTIONS FROM CRANE AND HOISTING EQUIPMENT OPERATOR LICENSING REQUIREMENTS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 29-223a of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective from passage*):

3 (a) No person shall engage in, practice or offer to perform the work
4 of a hoisting equipment operator, except as provided in subsection (b)
5 or (c) of this section, who is not the holder of a valid crane operator's
6 license or hoisting equipment operator's license issued by the board.
7 Each licensed hoisting equipment operator shall carry his or her license
8 on his or her person when operating hoisting equipment. No person
9 may engage in, practice or perform the work of a hoisting equipment
10 operator apprentice unless he has obtained a certificate of registration
11 from the board. An apprentice's certificate may be issued for the
12 performance of work of a hoisting equipment operator for the purpose
13 of training, which work may be performed only under the supervision
14 of a licensed hoisting equipment operator.

15 (b) The provisions of this section shall not apply to: (1) Any person
16 engaged in the occupation of hoisting equipment operator in the state
17 on October 1, 2003, provided such person shall be required to obtain a
18 license not later than one year of October 1, 2004, (2) engineers under
19 the jurisdiction of the United States, (3) engineers or operators
20 employed by public utilities or industrial manufacturing plants, [or]
21 (4) any person operating either a bucket truck or a digger derrick
22 designed and used for an electrical generation, electrical transmission,
23 electrical distribution, electrical catenary or electrical signalization
24 project, if such person: (A) Holds a valid limited electrical line
25 contractor or journeyman's license issued pursuant to chapter 393 or
26 any regulation adopted pursuant to said chapter, or (B) has engaged in
27 the installation of electrical line work for more than one thousand
28 hours, or (C) has enrolled in or has graduated from a federally
29 recognized electrical apprenticeship program, or (5) persons engaged
30 in boating, fishing, agriculture or arboriculture.

31 (c) On or after October 1, 2003, but not later than October 1, 2005,
32 the board shall issue a license for a hoisting equipment operator to any
33 person who provides a notarized statement from the person's
34 employer indicating the dates and duties of employment operating
35 such equipment or proof of ownership and control of a company
36 utilizing such equipment.

37 Sec. 2. Section 29-224 of the general statutes is repealed and the
38 following is substituted in lieu thereof (*Effective from passage*):

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

48 of a licensed crane operator. No crane owner may operate or permit
 49 the operation of any of his cranes in this state unless he has obtained a
 50 certificate of registration from the board. Nothing in this subsection
 51 shall be construed to require a hoisting equipment owner to obtain a
 52 certificate of registration from the board.

53 (b) The provisions of subsection (a) of this section shall not apply to:
 54 (1) Any person engaged in the occupation of crane operator in the state
 55 on October 1, 1981, provided such person shall be required to obtain a
 56 license within one year of October 1, 1981, (2) engineers under the
 57 jurisdiction of the United States, (3) engineers or operators employed
 58 by public utilities or industrial manufacturing plants, [or] (4) any
 59 person operating either a bucket truck or a digger derrick designed
 60 and used for an electrical generation, electrical transmission, electrical
 61 distribution, electrical catenary or electrical signalization project, if
 62 such person: (A) Holds a valid limited electrical line contractor or
 63 journeyman's license issued pursuant to chapter 393 or any regulation
 64 adopted pursuant to said chapter, or (B) has engaged in the installation
 65 of electrical line work for more than one thousand hours, or (C) has
 66 enrolled in or has graduated from a federally recognized electrical
 67 apprenticeship program, or (5) persons engaged in boating, fishing,
 68 agriculture or arboriculture.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	29-223a
Sec. 2	<i>from passage</i>	29-224

GL *Joint Favorable Subst.*

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either chamber thereof for any purpose:

OFA Fiscal Note

State Impact: None

Municipal Impact: None

Explanation

This bill would result in no fiscal impact to the state as bucket trucks and digger derricks are currently exempted from the Examining Board of Crane Operators' regulations governing the licensing of cranes and hoisting equipment. The Examining Board of Crane Operators within the Department of Public Safety's Division of Fire, Emergency, and Building Services is responsible for administering regulations related to cranes and other hoisting equipment. Bucket trucks do not fall into the classification of vehicles defined as "hoisting equipment" and are therefore exempted from regulation by the Board. Additionally, digger derricks are currently exempted under the American National Standards Institute 30.5, the regulation which enumerates those vehicles for which an operator's license is required by the Board.

The Out Years

State Impact: None

Municipal Impact: None

OLR Bill Analysis**sHB 5609*****AN ACT CONCERNING EXEMPTIONS FROM CRANE AND HOISTING EQUIPMENT OPERATOR LICENSING REQUIREMENTS.*****SUMMARY:**

This bill exempts from crane and hoisting equipment operator licensing anyone operating a bucket truck or a digger derrick designed and used for an electrical generation, electrical transmission, electrical distribution, electrical catenary (overhead lines above railroad tracks), or electrical signalization project if he or she:

1. holds a valid limited electrical line contractor or journeyman's license issued by the Department of Consumer Protection and authorized by the Examining Board for Electrical Work,
2. has engaged in the installation of electrical line work for more than 1,000 hours, or
3. has enrolled in, or has graduated from, a federally recognized electrical apprenticeship program.

EFFECTIVE DATE: Upon passage

BACKGROUND***Crane and Hoisting Equipment Operator Licensing and Exemptions***

The law requires a crane or hoisting equipment operator to hold a valid crane or hoisting equipment operator's license issued by the Examining Board for Crane Operators in the Department of Public Safety, but it exempts (1) engineers "under the jurisdiction of the United States"; (2) engineers or operators employed by public utilities or industrial manufacturing plants; and (3) anyone engaged in boating,

fishing, agriculture, or arboriculture.

An electrical lineman would use a bucket truck when working on overhead lines and a digger derrick when setting poles.

COMMITTEE ACTION

General Law Committee

Joint Favorable Substitute

Yea 18 Nay 0 (03/11/2008)