

REFERENCE TITLE: **elevator contractors; elevator mechanics; regulation**

State of Arizona  
Senate  
Fifty-first Legislature  
Second Regular Session  
2014

## **SB 1323**

Introduced by  
Senator McComish

**AN ACT**

**AMENDING SECTIONS 23-491, 23-491.02, 23-491.04, 23-491.06, 32-1121 AND 32-1122, ARIZONA REVISED STATUTES; RELATING TO ELEVATOR CONTRACTORS AND ELEVATOR MECHANICS.**

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 23-491, Arizona Revised Statutes, is amended to  
3 read:

4 23-491. Definitions

5 In this article, unless the context otherwise requires:

6 1. "Authorized representative" means the elevator chief and elevator  
7 inspector employed by the division.

8 2. "Board" means the elevator advisory board established to assist the  
9 commission in drafting standards and regulations.

10 3. "Certificate" means a certificate of inspection issued by the  
11 division.

12 4. "Commission" means the industrial commission of Arizona.

13 5. "Conveyance" means an elevator, dumbwaiter, escalator, moving walk,  
14 manlift, personnel hoist, material hoist, stage lift and special purpose  
15 personnel elevator, excluding conveyances located at mines and subject to  
16 regulation and inspection by the state mine inspector pursuant to title 27,  
17 chapter 3.

18 6. "Director" means the director of the division of occupational  
19 safety and health.

20 7. "Division" means the division of occupational safety and health of  
21 the industrial commission.

22 8. "Dumbwaiter" means a hoisting and lowering mechanism with a car of  
23 limited capacity and size that moves in guides in a substantially vertical  
24 direction and that is used exclusively for carrying material.

25 9. "Elevator" means a hoisting and lowering mechanism equipped with a  
26 car or platform that moves in guides in substantially vertical direction and  
27 that serves two or more floors of a building or structure.

28 10. "Elevator company" means a person that is engaged in the business  
29 of erecting, constructing, installing, altering, servicing, repairing or  
30 maintaining conveyances.

31 11. "ELEVATOR CONTRACTOR" MEANS A SOLE PROPRIETOR, FIRM OR CORPORATION  
32 THAT IS ENGAGED IN THE BUSINESS OF ERECTING, CONSTRUCTING, INSTALLING,  
33 ALTERING, SERVICING, REPAIRING OR MAINTAINING A CONVEYANCE AND THAT IS  
34 LICENSED BY THE REGISTRAR OF CONTRACTORS PURSUANT TO TITLE 32, CHAPTER 10.

35 12. "ELEVATOR MECHANIC" MEANS AN INDIVIDUAL WHO IS LICENSED BY THE  
36 REGISTRAR OF CONTRACTORS PURSUANT TO TITLE 32, CHAPTER 10 AND WHO IS ENGAGED  
37 IN ERECTING, CONSTRUCTING, INSTALLING, ALTERING, SERVICING, REPAIRING OR  
38 MAINTAINING A CONVEYANCE UNDER THE IMMEDIATE SUPERVISION OF AN ELEVATOR  
39 CONTRACTOR.

40 ~~11.~~ 13. "Escalator" means a power-driven, inclined, continuous  
41 stairway used for raising or lowering passengers.

42 ~~12.~~ 14. "Interested party" means the commission and its agents and the  
43 owner or operator who has been issued a correction order.

1       ~~13.~~ 15. "Manlift" means a device consisting of a power-driven endless  
2 belt moving in one direction only and provided with steps or platforms and  
3 attached handholds for the transportation of personnel from floor to floor.

4       ~~14.~~ 16. "Material hoist" means a hoist for raising and lowering  
5 materials only and prohibiting the hoisting of persons.

6       ~~15.~~ 17. "Moving walk" means a type of passenger-carrying device on  
7 which passengers stand or walk and in which the passenger-carrying surface  
8 remains parallel to its direction of motion and is uninterrupted.

9       ~~16.~~ 18. "Owner" or "operator" means an individual or organization  
10 including this state and all political subdivisions of this state who has  
11 title to, controls or has the duty to control the operation of one or more  
12 conveyances, but shall not include an individual or organization engaged in  
13 mining or metallurgical operations whose operation is subject to regulation  
14 and inspection by the state mine inspector pursuant to title 27, chapter 3.

15       ~~17.~~ 19. "Personnel hoist" means a mechanism for use in connection with  
16 the construction, alteration, maintenance or demolition of a building,  
17 structure or other work, used for hoisting and lowering workers and materials  
18 and equipped with a car that moves on guide members during its vertical  
19 movement. The term includes a hoistway of a personnel hoist.

20       ~~18.~~ 20. "Private elevator inspector" means an individual who is  
21 authorized by the commission under section 23-491.16 to conduct inspections  
22 under this article.

23       ~~19.~~ 21. "Special purpose personnel elevator" means a passenger,  
24 hand-powered, counterweighted device or an electric-powered device that  
25 travels vertically in guides and that serves two or more landings.

26       ~~20.~~ 22. "Stage lift" means a hoisting and lowering mechanism equipped  
27 with a platform that moves in guides in a substantially vertical direction  
28 and that serves one or more landings.

29       Sec. 2. Section 23-491.02, Arizona Revised Statutes, is amended to  
30 read:

31       23-491.02. Owner's and operator's duty

32       Every owner and operator of a conveyance shall:

33       1. Construct, furnish, maintain and provide safe and adequate devices  
34 with which to safely and properly convey or move all persons and material  
35 utilizing the services offered by the owner or operator of such device.

36       2. Comply with all standards and ~~regulations~~ RULES issued pursuant to  
37 this article.

38       3. Ensure that a conveyance is inspected at all of the following  
39 times:

40       (a) Before placing a conveyance in operation after the initial  
41 installation of the conveyance.

42       (b) After modification or alteration of a conveyance.

43       (c) After the inspection pursuant to subdivision (a) **OF THIS**  
44 **PARAGRAPH**, annually or as otherwise directed by the commission.

1           4. ENSURE THAT A CONVEYANCE IS INSTALLED, SERVICED OR REPAIRED BY AN  
2 ELEVATOR CONTRACTOR AND ELEVATOR MECHANIC IN ACCORDANCE WITH ALL STANDARDS  
3 AND RULES ISSUED PURSUANT TO THIS ARTICLE.

4           Sec. 3. Section 23-491.04, Arizona Revised Statutes, is amended to  
5 read:

6           23-491.04. Commission powers and duties; rules; fees

7           A. The commission shall:

8           1. Administer ~~the provisions of~~ this article through the division of  
9 occupational safety and health.

10           2. Establish an elevator advisory board to assist the commission in  
11 drafting standards and ~~regulations~~ RULES.

12           3. ~~Promulgate~~ ADOPT standards and ~~regulations~~ RULES pursuant to  
13 section ~~23-491.05~~ 23-491.06 as required and ~~promulgate~~ such other rules and  
14 ~~regulations~~ and exercise such other powers as are necessary to carry out ~~the~~  
15 ~~provisions of~~ this article, INCLUDING STANDARDS FOR THE EDUCATION, EXPERIENCE  
16 AND QUALIFICATIONS FOR ELEVATOR CONTRACTORS AND ELEVATOR MECHANICS.

17           B. The commission ~~may~~, by rule and ~~regulation~~, MAY set fees not to  
18 exceed the actual cost for inspections performed pursuant to this article.

19           Sec. 4. Section 23-491.06, Arizona Revised Statutes, is amended to  
20 read:

21           23-491.06. Development of standards and rules

22           A. Safety standards and ~~regulations~~ RULES shall be formulated in the  
23 following manner:

24           1. The division shall either propose adoption of national ~~concensus~~  
25 CONSENSUS standards or federal standards or draft ~~such regulations as~~ RULES  
26 it considers necessary after conducting sufficient investigations through the  
27 division's employees and through consultation with the board and other  
28 persons knowledgeable in the business for which the standards or ~~regulations~~  
29 RULES are being formulated. THE STANDARDS AND RULES FOR ELEVATOR CONTRACTORS  
30 AND ELEVATOR MECHANICS MUST BE MADE IN CONSULTATION WITH THE REGISTRAR OF  
31 CONTRACTORS AND MUST RELATE TO EXPERIENCE, EDUCATION, TESTING, COMPLETION OF  
32 APPRENTICESHIP PROGRAMS AND CONTINUING EDUCATION OR EXPERIENCE.

33           2. Proposed standards or ~~regulations~~ RULES, or both, shall be  
34 submitted to the commission for its approval.

35           B. Any person who may be adversely affected by a standard or  
36 ~~regulation~~ RULE issued under this article ~~may~~, at any time within sixty days  
37 after such standard or ~~regulation~~ RULE is ~~promulgated~~ ADOPTED by the  
38 commission, MAY file a complaint challenging the validity of such standard or  
39 ~~regulation~~ with the superior court ~~of~~ IN the county in which the person  
40 resides or has ~~his~~ THE PERSON'S principal place of business, for a judicial  
41 review of such standard or ~~regulation~~ RULE. The filing of such a complaint  
42 ~~shall not~~, unless otherwise ordered by the court, SHALL NOT operate as a stay  
43 of the standard or ~~regulation~~ RULE. The determinations of the commission  
44 shall be conclusive if supported by substantial evidence in the record  
45 considered as a whole.

1 C. In case of conflict between standards and ~~regulations~~ RULES, the  
2 ~~regulations shall~~ RULES take precedence.

3 Sec. 5. Section 32-1121, Arizona Revised Statutes, is amended to read:

4 32-1121. Persons not required to be licensed; penalties;  
5 applicability

6 A. This chapter shall not be construed to apply to:

7 1. An authorized representative of the United States government, this  
8 state or any county, incorporated city or town, reclamation district,  
9 irrigation district or other municipality or political subdivision of this  
10 state.

11 2. Trustees of an express trust that is not formed for the purpose of  
12 conducting business as a contractor or officers of a court, if they are  
13 acting within the terms of their trust or office.

14 3. Public utilities operating under regulation of the corporation  
15 commission or construction, repair or operation incidental to discovering or  
16 producing petroleum or gas, or the drilling, testing, abandoning or other  
17 operation of a petroleum or gas well, if performed by an owner or lessee.

18 4. Any materialman, manufacturer or retailer who furnishes finished  
19 products, materials or articles of merchandise and who does not install or  
20 attach such items or installs or attaches such items if the total value of  
21 the sales contract or transaction involving such items and the cost of the  
22 installation or attachment of such items to a structure does not exceed one  
23 thousand dollars, including labor, materials and all other items, but  
24 excluding any electrical fixture or appliance that was designed by the  
25 manufacturer, that is unaltered, unchanged or unmodified by any person, that  
26 can be plugged into a common household electrical outlet utilizing a  
27 two-pronged or three-pronged electrical connector and that does not use any  
28 other form of energy, including natural gas, propane or other petroleum or  
29 gaseous fuel, to operate or is attached by a nail, screw or other fastening  
30 device to the frame or foundation of any residential structure. The  
31 materialman, manufacturer or retailer shall inform the purchaser that the  
32 installation may also be performed by a licensed contractor whose name and  
33 address the purchaser may request.

34 5. Owners of property who improve such property or who build or  
35 improve structures or appurtenances on such property and who do the work  
36 themselves, with their own employees or with duly licensed contractors, if  
37 the structure, group of structures or appurtenances, including the  
38 improvements thereto, are intended for occupancy solely by the owner and are  
39 not intended for occupancy by members of the public as the owner's employees  
40 or business visitors and the structures or appurtenances are not intended for  
41 sale or for rent. In all actions brought under this chapter, except an  
42 action against an owner-occupant as defined in section 33-1002, proof of the  
43 sale or rent or the offering for sale or rent of any such structure by the  
44 owner-builder within one year after completion or issuance of a certificate  
45 of occupancy is prima facie evidence that such project was undertaken for the

1 purpose of sale or rent. For the purposes of this paragraph, "sale" or  
2 "rent" includes any arrangement by which the owner receives compensation in  
3 money, provisions, chattels or labor from the occupancy or the transfer of  
4 the property or the structures on the property.

5 6. Owners of property who are acting as developers and who build  
6 structures or appurtenances to structures on their property for the purpose  
7 of sale or rent and who contract for such a project with a general contractor  
8 licensed pursuant to this chapter and owners of property who are acting as  
9 developers, who improve structures or appurtenances to structures on their  
10 property for the purpose of sale or rent and who contract for such a project  
11 with a general contractor or specialty contractors licensed pursuant to this  
12 chapter. To qualify for the exemption under this paragraph, the licensed  
13 contractors' names and license numbers shall be included in all sales  
14 documents.

15 7. Architects or engineers who are engaging in their professional  
16 practice as defined in chapter 1 of this title and who hire or offer to hire  
17 the services of a contractor for preconstruction activities relating to  
18 investigation and discovery, including:

19 (a) Subsurface utility location and designation services.

20 (b) Potholing.

21 (c) Drilling for any of the following:

22 (i) Soil samples.

23 (ii) Rock samples.

24 (iii) Pavement samples.

25 (d) Locating existing features of a building or structure, including  
26 existing electrical, mechanical, plumbing and structural members.

27 8. A person licensed, certified or registered pursuant to chapter 22  
28 of this title or a person working under the direct supervision of a person  
29 certified or qualified pursuant to chapter 22 of this title to the extent the  
30 person is engaged in pest management.

31 9. The sale or installation of finished products, materials or  
32 articles of merchandise that are not fabricated into and do not become a  
33 permanent fixed part of the structure. This exemption does not apply if a  
34 local building permit is required, if the total price of the finished  
35 product, material or article of merchandise, including labor but excluding  
36 any electrical fixture or appliance that was designed by the manufacturer,  
37 that is unaltered, unchanged or unmodified by any person, that can be plugged  
38 into a common household electrical outlet utilizing a two-pronged or  
39 three-pronged electrical connector and that does not use any other form of  
40 energy, including natural gas, propane or other petroleum or gaseous fuel, to  
41 operate or is attached by a nail, screw or other fastening device to the  
42 frame or foundation of any residential structure, is more than one thousand  
43 dollars or if the removal of the finished product, material or article of  
44 merchandise causes damage to the structure or renders the structure unfit for  
45 its intended use.

1           10. Employees of the owners of condominiums, townhouses, cooperative  
2 units or apartment complexes of four units or less or the owners' management  
3 agent or employees of the management agent repairing or maintaining  
4 structures owned by them.

5           11. Any person who engages in the activities regulated by this chapter,  
6 as an employee of an exempt property owner or as an employee with wages as  
7 the person's sole compensation. THIS PARAGRAPH DOES NOT APPLY TO WORK THAT  
8 IS DONE BY AN ELEVATOR CONTRACTOR OR ELEVATOR MECHANIC, INCLUDING THE  
9 INSTALLATION, SERVICE AND REPAIR OF ELEVATORS OR ELEVATOR EQUIPMENT. FOR THE  
10 PURPOSES OF THIS PARAGRAPH:

11           (a) "ELEVATOR" MEANS A CONVEYANCE AS DEFINED IN SECTION 23-491.

12           (b) "ELEVATOR CONTRACTOR" AND "ELEVATOR MECHANIC" HAVE THE SAME  
13 MEANINGS PRESCRIBED IN SECTION 23-491.

14           (c) INSTALLATION, SERVICE AND REPAIR OF ELEVATORS OR ELEVATOR EQUIPMENT  
15 DO NOT INCLUDE ROUTINE WORK THAT IS CONDUCTED BY AN EMPLOYEE OF AN ELEVATOR  
16 CONTRACTOR AND THAT DOES NOT INVOLVE THE ACTUAL PHYSICAL INSTALLATION,  
17 MAINTENANCE AND REPAIR OF ELEVATORS.

18           12. A surety company or companies that are authorized to transact  
19 business in this state and that undertake to complete a contract on which  
20 they issued a performance or completion bond, provided all construction work  
21 is performed by duly licensed contractors.

22           13. Insurance companies that are authorized to transact business in  
23 this state and that undertake to perform repairs resulting from casualty  
24 losses pursuant to the provisions of a policy, provided all construction work  
25 is performed by duly licensed contractors.

26           14. Any person other than a licensed contractor engaging in any work or  
27 operation on one undertaking or project by one or more contracts, for which  
28 the aggregate contract price, including labor, materials and all other items,  
29 but excluding any electrical fixture or appliance that was designed by the  
30 manufacturer, that is unaltered, unchanged or unmodified by any person, that  
31 can be plugged into a common household electrical outlet utilizing a  
32 two-pronged or three-pronged electrical connector and that does not use any  
33 other form of energy, including natural gas, propane or other petroleum or  
34 gaseous fuel, to operate or is attached by a nail, screw or other fastening  
35 device to the frame or foundation of any residential structure, is less than  
36 one thousand dollars. The work or operations that are exempt under this  
37 paragraph shall be of a casual or minor nature. This exemption does not  
38 apply:

39           (a) In any case in which the performance of the work requires a local  
40 building permit.

41           (b) In any case in which the work or construction is only a part of a  
42 larger or major operation, whether undertaken by the same or a different  
43 contractor, or in which a division of the operation is made in contracts of  
44 amounts less than one thousand dollars, excluding any electrical fixture or  
45 appliance that was designed by the manufacturer, that is unaltered, unchanged

1 or unmodified by any person, that can be plugged into a common household  
2 electrical outlet utilizing a two-pronged or three-pronged electrical  
3 connector and that does not use any other form of energy, including natural  
4 gas, propane or other petroleum or gaseous fuel, to operate or is attached by  
5 a nail, screw or other fastening device to the frame or foundation of any  
6 residential structure, for the purpose of evasion of this chapter or  
7 otherwise.

8 (c) To a person who utilizes any form of advertising to the public in  
9 which the person's unlicensed status is not disclosed by including the words  
10 "not a licensed contractor" in the advertisement.

11 15. A person who is licensed, certified or registered pursuant to  
12 title 41, chapter 16 and who is not otherwise required to be licensed under  
13 this chapter or an employee of such person.

14 16. A person who functions as a gardener by performing lawn, garden,  
15 shrub and tree maintenance.

16 17. Alarm agents as defined in section 32-101.

17 B. A person who is licensed to perform work in a particular trade  
18 pursuant to this chapter shall not be required to obtain and maintain a  
19 separate license for mechanical or structural service work performed within  
20 the scope of such trade by such person.

21 C. Any person who does not have an exemption from licensure pursuant  
22 to subsection A, paragraph 14, subdivision (c) of this section is subject to  
23 prosecution for a violation of section 44-1522. The attorney general may  
24 investigate the act or practice and take appropriate action pursuant to title  
25 44, chapter 10, article 7.

26 D. The exemptions from licensure pursuant to subsection A, paragraphs  
27 4, 9 and 14 of this section do not apply to either of the following:

28 1. All fire safety and mechanical, electrical and plumbing work that  
29 is done in connection with fire safety installation and fire safety  
30 maintenance and repair. For the purposes of this paragraph, "fire safety  
31 installation" means hardwired or interconnected smoke alarms and fire  
32 sprinklers and does not include an individual device that is attached by a  
33 nail, screw or other fastening device to the frame or foundation of any  
34 residential unit. For the purposes of this paragraph, fire safety  
35 maintenance and repair does not include routine work that is conducted by an  
36 employee of an apartment or condominium complex AND that is incidental to the  
37 fire safety equipment.

38 2. All work that is done, including the installation, maintenance and  
39 repair of devices, appliances or equipment, that involves the connecting to  
40 any supply of natural gas, propane or other petroleum or gaseous fuel.  
41 Nothing in this paragraph impacts the effect of section 36-1624.01.

42 Sec. 6. Section 32-1122, Arizona Revised Statutes, is amended to read:  
43 32-1122. Qualifications for license

44 A. A contractor's license shall be issued only by act of the registrar  
45 of contractors. The registrar shall:



- 1           1. Classify and qualify applicants for a license.
- 2           2. If necessary, change the license classification of a licensee in
- 3 the case of a title reclassification, with or without a bond rider for the
- 4 purpose of continuing liability on the bond.
- 5           3. Conduct investigations the registrar deems necessary.
- 6           4. Establish written examinations if deemed necessary to protect the
- 7 health and safety of the public.
- 8           B. To obtain or renew a license under this chapter, the applicant
- 9 shall:
- 10           1. Submit to the registrar of contractors a verified application on
- 11 forms that are prescribed by the registrar of contractors and that contain
- 12 the following information and shall advise the registrar of any change in the
- 13 information within thirty days:
- 14           (a) A designation of the classification of license that is sought by
- 15 the applicant.
- 16           (b) If the applicant is an individual, the applicant's name and
- 17 address.
- 18           (c) If the applicant is a partnership, the names and addresses of all
- 19 partners with a designation of any limited partners.
- 20           (d) If the applicant is a corporation, an association or any other
- 21 organization, the names and addresses of the president, vice-president, if
- 22 any, secretary and treasurer or the names and addresses of the functional
- 23 equivalent of these officers, the directors and the owners of twenty-five per
- 24 cent or more of the stock or beneficial interest.
- 25           (e) The name and address of the qualifying party.
- 26           (f) If the applicant is a corporation, evidence that the corporation
- 27 is in good standing with the corporation commission.
- 28           (g) The address or location of the applicant's place of business and
- 29 the mailing address if it is different from the applicant's place of
- 30 business.
- 31           (h) The applicant's current privilege license number issued pursuant
- 32 to section 42-5005.
- 33           (i) Proof that the applicant has complied with the statutes or rules
- 34 governing workers' compensation insurance.
- 35           2. Submit the appropriate bond and fee required under this chapter.
- 36           C. To obtain a contractor's license under this chapter other than a
- 37 residential contractor's license, the applicant shall submit a detailed
- 38 statement of current financial condition containing information required by
- 39 the registrar of contractors on a form furnished by or acceptable to the
- 40 registrar of contractors. Notwithstanding any other law, a swimming pool
- 41 contractor shall also submit a detailed statement of current financial
- 42 condition as required by this subsection.
- 43           D. To obtain or renew a license under this chapter, each person shall
- 44 be of good character and reputation. Lack of good character and reputation
- 45 may be established by showing that a person has engaged in contracting

1 without a license or committed any act that, if committed or done by any  
2 licensed contractor, would be grounds for suspension or revocation of a  
3 contractor's license or by showing that the person was named on a  
4 contractor's license that was suspended or revoked in another state.

5 E. To obtain a license under this chapter, a person shall not have had  
6 a license refused or revoked, within one year before the person's  
7 application, or shall not have engaged in the contracting business, nor shall  
8 the person have submitted a bid without first having been licensed within one  
9 year before the person's application, nor shall a person act as a contractor  
10 between the filing of the application and actual issuance of the license.  
11 The registrar may find any of those actions or circumstances to be excusable  
12 if there was reasonable doubt as to the need for licensure or the actions of  
13 the applicant did not result in an unremedied hardship or danger or loss to  
14 the public. A person who has been convicted of contracting without a license  
15 is not eligible to obtain a license under this chapter for one year after the  
16 date of the last conviction.

17 F. Before a license is issued, the qualifying party shall:

18 1. Have had a minimum of four years' practical or management trade  
19 experience, at least two of which must have been within the last ten years,  
20 dealing specifically with the type of construction, or its equivalent, for  
21 which the applicant is applying for a license. Technical training in an  
22 accredited college or university or in a manufacturer's accredited training  
23 program may be substituted for a portion of such experience, but in no case  
24 may credited technical training exceed two years of the required four years'  
25 experience. The registrar of contractors may reduce the four years'  
26 practical or management experience requirement if in the registrar's opinion  
27 it has been conclusively shown by custom and usage in the particular industry  
28 or craft involved that the four year requirement is excessive. The registrar  
29 may waive the work experience documentation and verification or the  
30 examination requirement if the records reflect that the qualifying party is  
31 currently or has previously been a qualifying party for a licensee in this  
32 state in the same classification within the preceding five years.

33 2. Successfully show, by written examination taken not more than two  
34 years before application, if required, qualification in the kind of work for  
35 which the applicant proposes to contract, the applicant's general knowledge  
36 of the building, safety, health and lien laws of the state, administrative  
37 principles of the contracting business and the rules adopted by the registrar  
38 of contractors pursuant to this chapter, demonstrate knowledge and  
39 understanding of construction plans and specifications applicable to the  
40 particular industry or craft and of the standards of construction work and  
41 techniques and practices in the particular industry or craft and demonstrate  
42 a general understanding of other related construction trades, in addition to  
43 any other matters as may be deemed appropriate by the registrar to determine  
44 that the qualifying party meets the requirements of this chapter. The

1 registrar shall maintain multiple versions of examinations for each type of  
2 license that requires an examination.

3 G. BEFORE A LICENSE IS ISSUED TO AN ELEVATOR MECHANIC AS DEFINED IN  
4 SECTION 32-1121, SUBSECTION A, PARAGRAPH 11, THE APPLICANT SHALL PAY THE FEE  
5 PRESCRIBED FOR THE PROCESSING OF AN APPLICATION FOR A QUALIFYING PARTY AND  
6 SHALL SATISFY AT LEAST ONE OF THE FOLLOWING:

7 1. PROVIDE DOCUMENTATION OF EXPERIENCE AND EDUCATION CREDITS OF NOT  
8 LESS THAN THREE YEARS OF WORK EXPERIENCE IN THE ELEVATOR INDUSTRY IN  
9 CONSTRUCTION, MAINTENANCE OR SERVICE AND REPAIR.

10 2. SATISFACTORILY COMPLETE A WRITTEN EXAMINATION.

11 3. PROVIDE CERTIFICATES OF COMPLETION OF AN APPRENTICESHIP PROGRAM FOR  
12 ELEVATOR MECHANICS THAT HAS STANDARDS SUBSTANTIALLY EQUAL TO THOSE OF THIS  
13 CHAPTER AND THAT IS REGISTERED WITH THE UNITED STATES DEPARTMENT OF LABOR  
14 OFFICE OF APPRENTICESHIP OR A STATE APPRENTICESHIP COUNCIL.

15 ~~G.~~ H. No license shall be issued to a minor, to any partnership in  
16 which one of the partners is a minor or to any corporation in which a  
17 corporate officer is a minor.

18 ~~H.~~ I. Before receiving, renewing and holding a license pursuant to  
19 this chapter, the registrar may require a license applicant or licensee to  
20 submit to the registrar a full set of fingerprints and the fees required in  
21 section 41-1750. The registrar shall submit the fingerprints and fees to the  
22 department of public safety for the purpose of obtaining a state and federal  
23 criminal records check pursuant to section 41-1750 and Public Law 92-544.  
24 The department of public safety may exchange this fingerprint data with the  
25 federal bureau of investigation.