



STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

August 4, 2006

Dear Certified Elevator Inspector:

The Department of Community Affairs, Florida Building Commission, adopted the American Society of Mechanical Engineers (ASME) A17.1 (2000) Code, effective October 1, 2005, replacing the 1996 edition. The new code contains safety provisions which may require modifications to existing equipment. One such safety provision requires replacing single wall hydraulic cylinders to prevent catastrophic failure. The ASME considered this provision so important to life safety that corrective action is required for all existing single wall hydraulic cylinder elevators.

When a new edition of the Florida Building Code requires modifying older elevators because aging equipment may pose a threat to public safety, the Bureau of Elevator Safety is compelled to follow the intent and letter of section 399.061(3), Florida Statutes, which requires that in the interest of public safety, the older and potentially hazardous elevator shall be brought into compliance with the newer code and that the bureau may seal the elevator or order discontinued use until the elevator has been satisfactorily repaired or replaced so that it may be operated in a safe manner. Because public safety is the paramount basis for the department's legislatively delegated regulatory authority, the bureau cannot exempt an elevator owner from a new code provision essential to the safe operation of the elevator.

Therefore, Florida Statutes requires the single wall hydraulic cylinder safety provision of the ASME 17.1 2000 code be enforced as part of the annual elevator inspection. Non-compliance with this code requirement shall be cited as a violation with an Order to Correct. Elevator owner/operators should be directed to the Bureau of Elevator Safety website at www.MyFlorida.com/dbpr/hr/elevators for information on compliance alternatives.

All certified elevator inspectors and registered elevator companies are reminded that, per Florida Statutes, annual elevator inspection reports must be submitted to the Bureau of Elevator Safety within 5 days of completion of the annual elevator inspection. Elevator inspection reports may be submitted in hard-copy or by electronic submission through the department's website at www.MyFloridaLicense.com.

Sincerely,

John Calpini
Bureau Chief

Florida's Future...
DBPR
*Right Here,
Right Now.*

Jeb Bush
Governor

Simone Marsteller
Secretary

Division of Hotels &
Restaurants

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