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Elevator Safety Advisory Committee Meeting

TRANSCRIPT OF PROCEEDINGS

May 16, 2023



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DEPARTMENT OF LABOR AND INDUSTRIES
STATE OF WASHINGTON

ELEVATOR SAFETY ADVISORY COMMITTEE MEETING

TRANSCRIPT OF PROCEEDINGS

VIA MICROSOFT TEAMS VIDEOCONFERENCE

May 16, 2023

Pages 1 through 95

Taken Before:

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**CERTIFIED
TRANSCRIPT**



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ATTENDANCE

Elevator Safety Advisory Committee

Ricky Henderson	ESAC Vice Chair, TKE
Gerald Brown	ESAC Secretary, Chief Elevator Inspector for WA State
Jim Norris	IUEC Local 19
Lyall Wohlschlager	Mobility Concepts of Idaho
Brian Thompson	AEGIS Engineering
Garry Wood	Exxel Pacific General Contractors
Jan Gould	City of Seattle
Duane Leopard	City of Spokane
John Carini	Sound Transit
Carl Cary	Lerch Bates

ADDITIONAL SPEAKERS

Melissa Eriksen	L&I
Alicia Curry	L&I
Alex Ge	
Jim Callen	



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1 BE IT REMEMBERED that on Tuesday,
2 May 16, 2023, at 9:01 a.m., before ANDREA L. CLEVINGER,
3 CCR, RPR, the following proceedings were had, to wit:

4

5 <<<<<< >>>>>>

6

7 CHAIRPERSON HENDERSON: All right,
8 everybody. I think we'll kick off our May 16th meeting
9 of our Elevator Safety Advisory Committee. This is going
10 to be recorded today, so if we could, we can get our
11 recorder to introduce herself.

12 THE COURT REPORTER: Hi, I'm Andi.
13 I'm the court reporter.

14 CHAIRPERSON HENDERSON: Hey, Andi.

15 So this is a reminder. Whenever everybody speaks,
16 please introduce themselves before they start speaking.

17 And I think -- don't use my example there because I
18 don't believe that I introduced myself as soon as I
19 started speaking, so -- but -- so this is Ricky
20 Henderson.

21 And when we do speak, like I said, please introduce
22 yourselves, and when you speak, speak clearly and slowly
23 so that we have a -- she can keep up with everyone.

24 ////

25 ////



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ESAC INTRODUCTION

Welcome, Introduce Committee

CHAIRPERSON HENDERSON: With that said, moving on to the next statement over here, introductions for the ESAC members.

I'm Ricky Henderson, work for TK Elevator. I currently hold the vice chair position on the ESAC ad hoc position, on a couple of -- on A17.1 hydro committee, as well as alternate on existing and maintenance repair and replacement committees.

And with that said, also licensed elevator mechanic in the state of Washington.

Garry?

MR. WOOD: Good morning, everyone.
Garry Wood, with Cascade Elevators.

CHAIRPERSON HENDERSON: Gerald?

MR. BROWN: Oh, Gerald Brown, chief elevator inspector, State of Washington.

CHAIRPERSON HENDERSON: And just all other rest of our committee members, if you would.

MR. NORRIS: Jim Norris, representing licensed elevator mechanics.

MR. LEOPARD: Duane Leopard, City of Spokane alternate.



1 MR. CARINI: John Carini, Sound
2 Transit, representing building owners and property
3 manager.

4 MR. CARY: Carl Cary, Lerch Bates,
5 alternate representing building owners and managers.

6 MR. THOMPSON: Brian Thompson, AEGIS
7 Engineering, representing architects and engineers.

8 MR. WOHLSCHLAGER: Lyall Wohlschlager,
9 alternate, representing owners exempt from licensure
10 residential -- residential and accessibility lifts.

11 CHAIRPERSON HENDERSON: Okay. So with
12 that said, our chair isn't available today, Scott Cleary.
13 He does send his apologies for not being able to attend.

14 With that said, I'll be chairing the committee
15 today -- or the meeting today, running it.

16

17 Comments Regarding & Vote on February 2023's Meeting
18 Minutes

19

20 CHAIRPERSON HENDERSON: Next step, I
21 believe, on the agenda for this is for the meeting
22 minutes from the previous meeting to be adopted.

23 If we can get a -- I believe we need a first and a
24 second on that, Melissa? I have -- Jim?

25 MR. NORRIS: Jim Norris will make a

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1 motion to accept the meeting minutes.

2 CHAIRPERSON HENDERSON: Is there a
3 second?

4 MS. GOULD: Second. Jan Gould.

5 CHAIRPERSON HENDERSON: All right.
6 With that said, minutes are adopted.

7 And, Melissa, if I'm looking at the agenda
8 correctly --

9 MR. NORRIS: Point of order,
10 Mr. Chair?

11 CHAIRPERSON HENDERSON: Yes, sir.

12 MR. NORRIS: (Inaudible) a motion.

13 CHAIRPERSON HENDERSON: To -- oh, with
14 that said, are we still under the rules for this one,
15 Melissa?

16 MS. ERIKSEN: It's not formal rules or
17 reference rules, so Jim has a question.

18 What's your question, Jim?

19 MR. NORRIS: There was a motion made
20 and seconded, but there was no vote on it.

21 CHAIRPERSON HENDERSON: So I guess if
22 we're going to -- we probably should if we're going to be
23 following a first and a second, we probably should be
24 following the rules for the rest part of it, I believe.

25 So with that said, vote to accept the minutes?



1 Everybody raise their hand for -- if they -- aye?

2 And I believe -- and this would only be for the ESAC
3 committee members.

4 UNIDENTIFIED SPEAKER: Correct.

5 CHAIRPERSON HENDERSON: And I believe
6 we have the quorum, if I have the terminology correct.

7 Apologize. I'm new on running the committees.

8 And, Jim, if you have any points of order where I
9 need to, please don't -- don't hesitate.

10 Melissa, if I'm looking at -- our agenda, moving on,
11 is the next is for nominations for vote for a new ESAC
12 chair and vice chair.

13 MS. ERIKSEN: That's correct.

14

15 Nomination and Vote for new ESAC Chair and Vice Chair

16

17 CHAIRPERSON HENDERSON: We have had
18 nominations. I've been nominated for chair. And Garry
19 Wood has been nominated for vice chair. And I believe we
20 need an official vote from the ESAC committee here in
21 this meeting for -- for these.

22 So I guess for the first nomination for me for vice
23 chair, if you agree with this, please raise your hand.

24 MS. ERIKSEN: Just for clarification,
25 this is to nominate Ricky as chair.



1 UNIDENTIFIED SPEAKER: You said to
2 nominate or to elect?

3 MS. ERIKSEN: Elect.

4 UNIDENTIFIED SPEAKER: Those are two
5 different things. Okay. Elect. Thank you.

6 CHAIRPERSON HENDERSON: And this is
7 Ricky Henderson. Melissa, whenever you're good for the
8 count there, let me know.

9 MS. ERIKSEN: We have ten yeses for
10 that.

11 CHAIRPERSON HENDERSON: Okay. With
12 that recorded, everybody please lower their hand.

13 And this is now the -- raise your hand if you would
14 like to elect Garry Wood for the vice chair position.

15 MS. ERIKSEN: We have 11 yeses for
16 that.

17 CHAIRPERSON HENDERSON: Very good. I
18 believe that is what we need for both the chair and the
19 vice chair positions; is that correct, Melissa?

20 And --

21 MS. ERIKSEN: It is, yes.

22 CHAIRPERSON HENDERSON: Okay. So with
23 that said, that concludes the nomination and vote for the
24 ESAC chair and vice chair.

25 Brian, did you have a question or is that your hand



1 still up?

2 All right. Very good. So moving on through the
3 next items on the agenda, it brings us to the chief's
4 report.

5 Gerald, would you like to take it from there for the
6 chief's report?

7

8

Chief's Report

9

10 MR. BROWN: I can do that. Let me put
11 that graphic up here if we have it. Okay. Let's see.
12 I'm going to share. Well, apparently I shared and
13 covered it right up.

14 Okay. This chart shows our statewide inspections,
15 our inspection rate, our -- the ones that are completed,
16 the ones that are completed on time. It shows that on
17 our 50 percent mark, it looks like we're meeting that.

18 And let's see if I got -- so this -- just as a
19 comment on these inspections, just -- so this chart has a
20 lot of different factors to it. Some of it looks a lot
21 better than others.

22 But just to give you a -- an overall percentage of
23 performance, we've been working really hard on getting
24 our backlogs done and getting our annual inspection rate
25 up where it needs to be.



1 And the last time we had an ESAC meeting for our
2 backlog and our current inspections, we were sitting at
3 60 percent. Back when I first arrived, we were down in
4 the 40s. We got it up to 60 percent. And as of today,
5 we're at 74 percent complete. We're still working on
6 that.

7 We are still in the process of hiring additional
8 inspectors to fill up our roster, and so these numbers
9 are going to steadily improve, and we are really looking
10 forward to our new CMS system to enable us to get out and
11 be more efficient and get more inspections done and less
12 paperwork time that we're currently saddled with, with
13 the existing inspections.

14

15 Scorecard & Accident Report Review

16

17 MR. BROWN: The next part we get into
18 are accident counts for fiscal year quarter. So fiscal
19 year 2023, third quarter, it shows for elevators and
20 escalators -- you can see the results there where it
21 talks about accidents pending for the two different
22 quarters, the total of accidents that were on there, the
23 ones that were no fault accidents, and ones that were at
24 fault accidents.

25 You can see the ratio there of a total of -- for



1 elevators, a total of four accidents pending. The count
2 was two for no fault. Accidents pending on escalators
3 were ten. No fault count was six.

4 Coming up a little higher, this is basically the
5 same graphic showing that same information as far as the
6 number of units or the number of accidents reported.

7 The majority of our accidents that we have are
8 definitely escalators and a lot of people not paying
9 attention or holding handrails or following the
10 procedures.

11 We haven't experienced any of the catastrophic
12 escalator failures that you see from overseas that make
13 all the -- all the media outlets, but Washington State
14 chose to have a really good handle on how we handle
15 these, and we get these done.

16 The turnaround time on accidents can be quite long
17 because we're waiting to get statements, and site
18 inspections are done right away. And then trying to
19 gather witness statements and having the inspector be
20 able to close it out, it -- it takes a while. So we
21 should be able to see the majority of these cleared up.

22 So are there any questions on -- on this part --
23 portion?

24 MR. WOHLSCHLAGER: Gerald, this is
25 Lyall Wohlschlager. I do have a question on the first



1 chart, if you go back to that on your annuals.

2 I'm having a little bit of trouble understanding
3 your -- let's pick April as an example on your chart.
4 You had 1,677 annuals scheduled, and you completed 1,235,
5 it looks like, for a 70 percent completion rate.

6 I don't understand the dashed 35 percent line. Does
7 that mean you didn't have 100 percent of the annual
8 scheduled and, therefore, the 1,235 really only
9 represents 35 percent of the total that should have been
10 done?

11 MR. BROWN: That -- that line, the
12 statewide percentage of annuals on time, had we gone out
13 and inspected every elevator 100 percent last year and
14 the year before, then the date that those were inspected
15 would represent the online time.

16 But because we haven't had 100 percent inspection
17 ratio and that line represents only getting out and at
18 least getting half of them done -- because we are in
19 excess of the online -- on timeline because we are
20 exceeding it. That's why that line -- that dotted line
21 is skewing what's actually taking place.

22 Once we hit -- bless us that we be able to do
23 that -- hit 100 percent every year, then that 50 percent
24 line will be sitting as a minimum standard.

25 And so that's -- that's what that scheduled on



1 time -- because we're getting to them, we're getting to
2 more elevators that hadn't been seen, those on timelines
3 are reflected in the overall inspection numbers and not
4 by that dotted line, the 35 percent that you pointed out.

5 MR. WOHLSCHLAGER: All right. Thank
6 you.

7 CHAIRPERSON HENDERSON: Ricky
8 Henderson.

9 I see Brian. You had a question?

10 MR. THOMPSON: Yeah. Brian Thompson.
11 I also had a question on that chart.

12 For example, looking at July, it looks like the 894
13 annuals completed was far more than 50 percent of the
14 1,233 that were scheduled, so I'm just trying to
15 understand, I guess, what that 50 percent means.

16 MR. BROWN: That 50 percent
17 standard -- back when we were only -- previous to me
18 getting here, that was our goal, at least get half of
19 them done, at least get out and get this done.

20 We were understaffed, and -- and our annual
21 percentage rate was, like I said, down in the 40s. And
22 so they said, well, let's at least move it up to
23 50 percent.

24 Well, right now we're hitting about 74 percent done.
25 It's not reflected in that line. And so that's why we're



1 trying to show on the state annuals completed, the
2 numbers are there to show that, when this is all said and
3 done, we should be up in the 70s this year and higher the
4 next year, the next year.

5 And the reason these numbers are increasing is
6 because we have changed our inspection processes. We're
7 dealing with standardized inspections. We have
8 inspectors that are out -- more inspectors out than we
9 had before. Not all of the positions are staffed. We're
10 bringing more people on. We have people starting within
11 the next two weeks.

12 So we are increasing our staff, which will increase
13 the numbers. But the empty vacant routes we've been
14 trying to have people -- once they finish their route to
15 jump in and help get those inspected too.

16 So that's why these charts and numbers, when it
17 comes right down to it, the proof in the pudding of how
18 many did you get out and get done, that's what we're
19 looking at.

20 Are you meeting your goals? Every inspector
21 inspecting. Every -- every unit is on a list to be
22 inspected. It -- we are working the process, and we're
23 making great inroads.

24 We have our operations manager, Candace Lau, is
25 working, developing these inspection processes, and we're



1 seeing a real -- we're seeing a real improvement for her
2 hard work and the work of our supervisors and -- and most
3 of all to our inspectors, getting out, getting the work
4 done.

5 And so these -- the chart and the parameters on the
6 chart, I think, lead -- lend kind of a skewed view of it,
7 but this is the standard reporting chart that they have
8 worked to use, so we need to try to develop a more easily
9 understood process, but you can see on the -- on the work
10 actually completed, that there is an improvement from
11 previous years.

12 Any other questions?

13 CHAIRPERSON HENDERSON: Yeah. This is
14 Rick Henderson. I was having a little bit of confusion
15 there too, looking at the dotted line, but then I'm sort
16 of comparing, you know, the dotted line there correlates
17 to your statewide percentage of annuals on time in pink
18 down below.

19 And it shows annuals completed on time where the
20 other number in the light -- in the tan is actual numbers
21 of annuals completed, not necessarily on time, but
22 completed.

23 And we are seeing, like you said, from where we are
24 now compared to where we were in the past, this is -- I
25 think we are definitely seeing some improvements.



1 MR. BROWN: Right. What that means
2 when you see the tan lines is state annuals completed.
3 Compared to the 50 percent minimum that it was supposed
4 to be, this is showing you that we are getting out and
5 getting more units done than we have in the past.

6 And on the actual anniversary dates, it's like we go
7 into a building, and they've got nine elevators, and one
8 of them had a mod. And so that inspection due date is
9 according to that alteration or modernization on that job
10 where it's inspected, and those dates conflict.

11 And what we're doing now is, we're trying to get
12 every building done while the inspector is in that
13 building, and so we're trying to reset the clock on all
14 this stuff so that building is due on the same month
15 every year instead of having to revisit.

16 And so this -- this is part of the inefficiency
17 that -- that we had before, of only going to the
18 anniversary date. We -- we have been working with our
19 inspectors and they've been doing a great job of doing it
20 by address, by location, instead of just conveyance
21 number.

22 So we get those red tags seen. We get those annuals
23 done. We try to get this thing so we're getting more and
24 more done.

25 The numbers will take care of themselves. If we can



1 get out and get every elevator done, this squiggly
2 line -- dotted line thing is going to mean less and less
3 if we can get out and get them done.

4 And we do have inspectors that indeed are current on
5 their routes, and so they're getting out, and they're
6 getting the work done. And their hard work is what this
7 is due to.

8 It's -- my hat's off to them. We have a very
9 talented dedicated team out doing these inspections.

10 CHAIRPERSON HENDERSON: All right.
11 With that said, if no more questions on the scorecard
12 accident report, Gerald, I think the next item on the
13 list for you, you have an agenda, is code year
14 submittals.

15
16 Code Year Submittals prior to Adoptions and Enforcement
17 of A17.1-2019, A18.1-2020, and A17.3

18
19 MR. BROWN: Yes. On that note, we
20 have opportunities or responsibilities down to help our
21 industry deal with these -- I need to get these jobs
22 inspected -- or not inspected, but installed and what
23 code year we would like to -- right now, our adopted code
24 says we're on the 2016 year.

25 And anytime you make a transition from one code year



1 to the next, there has to be a period of time where
2 you're able to get out and get these jobs installed and
3 permits pulled and things like that.

4 What we're doing is, because this coded option
5 process is taking so long because it's such a large
6 rulemaking, there's like 110 items or something on
7 that -- on this rulemaking, some of them fairly minor,
8 but some of them pretty significant in that respect.

9 What we're doing is, we are allowing people to go
10 ahead at this time that want to submit and pull permits
11 for 2019 -- A17.1 2019 jobs for basically commercial
12 elevators. We're allowing them to pull 2019 permits now,
13 and we will come out and inspect to the 2019 standard.

14 And on your submittals on your plans, if you submit
15 to us a 2019 compliant elevator and from the manufacturer
16 it says it's 2019 compliant and you want to install it
17 now, you can. And we will come out and inspect to the
18 2019 standard, and that's all-inclusive of everything
19 that's required in 2019.

20 So if you got a three-car group, you can put in the
21 one 50-gallon-a-minute pump instead of a
22 50-gallon-a-minute under each one like the 2016, but the
23 whole job will be inspected as a 2019 standard.

24 And that's everything from phones to the elevators
25 to all of the parameters that we had for testing that we



1 discussed previously about testing with detector edges,
2 things like this, that we're going to follow the
3 standards that are listed in the 2019 code.

4 And so -- but you can still submit 2016 jobs up
5 until the adoption date, which we anticipate to be
6 September.

7 And so up until that date, you can still install
8 2016 jobs. We will still inspect to the 2016 standard,
9 but we had such a request from our stakeholders to
10 install 2019 stuff now because trying to get everything
11 geared up, there's sales, getting everything projected
12 out, budget numbers from your customers that you're
13 selling this equipment to that want the 2019 stuff. Yes,
14 we will install -- we will inspect 2019 equipment to
15 the -- to the standard that's found in 2019.

16 And this is also reflective in our 18.1 equipment.
17 We're taking the jump from the 2017 code to the 2020
18 code. And we sent out information to the -- to
19 stakeholders that do the 2018-type conveyances, which is
20 your platform lifts and stair chairs and things like
21 that, that they also can install 2020 equipment at this
22 time and we will inspect it to the 2020 standard and --
23 because of the delay.

24 But also, to let you know, that upon adoption of the
25 new code standard of the 2020 and 18.1, from that day



1 forward, that's the only ones that you can install are
2 the ones that are clearly labeled 2019 -- or 2020
3 conveyances for A18.1 equipment.

4 And, likewise, on that adoption date, that's the
5 cutoff point. So we'll no longer accept 2016 A17.1
6 commercial elevators after that adoption date.

7 But up until that point right now, you can bid both,
8 and that is a great advantage to you, as -- as our
9 stakeholders, to be able to have that latitude to do
10 both. It's going to make this transition period much
11 sooner than having a hard-line deadline of, nope, you
12 can't -- you can't do that job.

13 Now, just to reiterate, the date that you pull the
14 permit, the code that is applicable at the time of the
15 date you pull the permit is the minimum standard that you
16 have to follow.

17 So right now, the minimum standard is 2016. So you
18 pull a permit today, the minimum standard is 2016, but
19 our office will accept the 2019 now so you can not have
20 to wait to bid your 2019 equipment.

21 So the advantage falls to -- to the stakeholders and
22 the building owners, that they can buy the equipment they
23 want right now without having to wait until official
24 coded option date.

25 The other standard that's mentioned in there was



1 A17.5, which is construction material hoists. Their
2 stakeholders reached out to us. The old 2013 standard is
3 really, really out of date. We want to -- we want to see
4 the most current version of that.

5 And so we worked in that 2020 adoption of the A10.5
6 for construction material hoists. They're in the process
7 of rewriting the code book for construction personnel
8 hoist, which is A10.4 standard, but it's not out yet, and
9 it will probably be adopted as soon as it comes out in
10 our next code cycle.

11 So the next time we reopen the WAC to adopt the
12 code, we will -- we will recognize that new standard at
13 that time, but we will have to go through the regular
14 coded option process like now.

15 There was a comment in there about the A17.3.
16 Currently right now we're not doing blanket enforcement
17 at job site surveys, which is one of the approaches that
18 we had talked about before.

19 I still don't have that ability to track the
20 two-year and five-year process on that. Our system still
21 kicks out 90-day reviews of corrections, and we are still
22 trying to figure out -- we'll probably end up having to
23 do that blanket enforcement on those when we get our
24 new CMS system up and running.

25 But currently, if we go out on a job and there is a



1 component or something on there that is broken that needs
2 to be fixed, that our inspector points out, "Hey, you
3 know, I need you to replace this broken pull strap on
4 this 1956 elevator," whatever, we use it as a code of
5 reference that we cite.

6 And then also, during major alterations already in
7 our adopted code, it says that jurisdictions that have
8 adopted A17.3 at time of a -- what we consider to be a
9 major alteration, which includes -- is -- includes a
10 controller, then at that point, all the requirements for
11 A17.3 are at minimum standard that had to be followed at
12 the time of a major alteration.

13 But right now we are using A17.3 as a code of
14 reference. Remember, our program started out in I
15 believe it was '63 or '64, and obviously we didn't have
16 adopted codes before then, but we have a lot of that
17 equipment out there. So that's what the purposing of
18 A17.3 is to cover those minimum standards.

19 So as we see grievously dangerous equipment, we are,
20 of course, going to cite that because that's a liability
21 that we're there to cover and cite and point out to the
22 building owner that he has a problem.

23 But when it comes to being able to have a code of
24 reference to write up individual correction items that --
25 that need to use that reference, we will use that



1 reference, but we're not going to go in and do complete
2 job surveys. That got tabled because not being able to
3 bracket properly in our inspection process to our current
4 CMS system.

5 Who was first?

6 CHAIRPERSON HENDERSON: I think --
7 this is Rick Henderson.

8 I think Sergey was -- had a question.

9 MR. DOLGIKH: Yes. Sergey Dolgikh,
10 elevator inspector, Region 4, L&I.

11 Gerald, I just want to make sure, kind of go back a
12 little bit about you were saying about approved permits
13 and code of installation and things.

14 So I just want to make it clear in my head because
15 there was so many variations of that going back and forth
16 back in the day, but -- so the code of installation will
17 be identified by the date that permit was approved -- is
18 that what I'm hearing? -- or by the time that the
19 application was submitted into our system? Which one is
20 it? I just want to make it clear.

21 MR. BROWN: When they pull the permit.

22 MR. DOLGIKH: Hold it. Pull the
23 permit and submitting an application -- I want to stick
24 to the terms.

25 So when somebody submits the application, at that



1 date of registering that application in our system,
2 that's when they're trying to pull the permit; right?

3 MR. BROWN: Right.

4 MR. DOLGIKH: Is that what I'm
5 hearing?

6 MR. BROWN: That is correct.

7 MR. DOLGIKH: Okay. So the date of
8 submittal of the application and it being put in our
9 system, like, online planner view and things like that;
10 right?

11 So it's there. It's in our CMS. That's the date
12 we're going to go by because this question came up in
13 some of the groups that I'm participating in with new CMS
14 work that's being done.

15 And this -- several times this question came up, and
16 so I just want to make sure that I'm hearing it right.

17 MR. BROWN: Right.

18 MR. DOLGIKH: Okay. Thank you so
19 much.

20 MR. BROWN: Thank you.

21 CHAIRPERSON HENDERSON: Ricky
22 Henderson.

23 I guess comment that I wanted to make sure of
24 because, on the blanket enforcement of this, when that's
25 happening, that's going to be tied to when they're seeing



1 the new CMS system is going to be able to handle the
2 three-year/five-year? Did I understand that correctly?

3 MR. BROWN: That is correct.

4 CHAIRPERSON HENDERSON: This is Ricky
5 again.

6 Is -- this is going to be a pretty big impact to the
7 building owners, stakeholders. The -- is there any plan
8 for this notice being sent out so -- to the stakeholders
9 other than the ESAC so that they are aware?

10 Because, like I said, this is a -- it is going to be
11 a pretty big shock to some people, I believe, if they're
12 not aware of the enforcement.

13 MR. BROWN: Correct. Yeah. We have
14 to -- we have to send out that communication to them.

15 When -- when -- just -- just people that have in
16 their mind cost-benefit analysis, was there a
17 cost-benefit analysis approached on A17.3 because it's
18 such a large ticket item?

19 Currently in the WAC, when we make proposed WAC rule
20 changes, it's like getting rid of the dangerous wooden
21 ladders that are going up to access the roof and
22 buildings.

23 We have a new WAC rule that requires them to change
24 out those old wooden ladders to steel ladders. And so
25 there had to be a cost-benefit analysis done on what's



1 the cost of changing out that ladder.

2 That's a cost-benefit analysis. It's an item --
3 it's an individual WAC that has to have -- it's a change,
4 so it cost the business more money. So that has to be
5 there.

6 When we adopted -- when we went from 2016 to 2019,
7 just the general rule change for the code year, there's
8 no cost-benefit analysis done on -- on codes. It's what
9 those individual items are.

10 And so when the State adopted A17.3 back in 2018,
11 there was no cost-benefit analysis done on it because
12 previous to that, they already had -- we already had
13 A17.3 as part of the WAC rules because at the time we
14 couldn't adopt the standard because at the time there was
15 a moratorium on new codes being adopted. And so to
16 comply with that, that's why they had that approach on
17 putting A17.3 language in the WAC rules.

18 But, in 2018, they basically just took that 18.3
19 that had been part of the WAC rules out because probably
20 plagiarism or whatever from the copyright of A17.3, and
21 we just adopted the A17.3 standard.

22 And it is a very expensive proposition to bring your
23 equipment back up to that standard.

24 CHAIRPERSON HENDERSON: And this is
25 Rick.



1 I think, Carl, you had your hand up.

2 MR. CARY: I did, yeah. Carl Cary.

3 Couple of questions just going back to the adoption
4 cycle. So for clarity, Gerald, you said that based on
5 when the permit is pulled, that the code that's enforced
6 at that point will be the code that you enforce.

7 However, there are portions of it that you could
8 inspect to -- higher to the 2019; correct?

9 MR. BROWN: Right. If you submit a
10 permit for a 2019 compliant conveyance and that's what
11 you're installing is a 2019 compliant conveyance, we will
12 accept that application at this time and inspect it as a
13 2019 conveyance as if the adopted rule had taken place.
14 Okay. And we will inspect to the entire standard.

15 So when you bid that job, everything that's in the
16 code book from 2016 to 2019 changes. We're inspecting to
17 the 2019 standard at day of inspection.

18 That's why it needs to be crystal clear, when you
19 file that permit right now for 2019 job, that you
20 understand that our people will be out, and we will be
21 inspecting to the 2019 standard everything that's in it.

22 MR. CARY: This is Carl again.

23 Thanks for that. So just for -- so just for
24 clarity, though, if you pull and install based on 2016,
25 what I'm hearing from you is, some portions of that you



1 could have inspected based on the 2019 standards? No?

2 MR. BROWN: No. It's either a 2016
3 job you're putting in or a 2019 job we're putting in.
4 We're not mixing.

5 MR. CARY: Okay. So I guess I -- I
6 just want to be clear because I heard your point about,
7 for example, the pump requirements for a fire service
8 access elevator.

9 So if you say, hey, I only want to install the pump
10 based upon the 2019, then that retroactively requires you
11 to inspect everything else based on the 2019? Is that
12 what you're saying?

13 MR. BROWN: Well, the fire pump
14 question -- what we were talking about was the
15 requirement for a sump pump in 2016 as per elevator. In
16 2019, the fire sump pump is required per hoistway.

17 Okay. That hoistway includes three elevators. It's
18 still the one pump, and we will inspect to that standard.

19 Now, the fly in the ointment in all of this, just so
20 you understand, in the 2019 code, it requires the new
21 video ADA phone.

22 Okay. But currently and for the last few years, the
23 building code has that portion in it where they want to
24 see that audio-visual phone, and we have jobs out there
25 right now, bunch of them, that have audio-video phone



1 based on the building code, and I believe the City of
2 Bellevue has been enforcing it for quite a while.

3 And so just so you understand, the video phone --
4 and it's an expensive proposition to monitor and install
5 and all that other stuff. I get it, but that standard
6 already exists. That's why we didn't strike it from the
7 2019 code when we adopted 2019 because the standard is
8 already in the building code. We're still subject to it.

9 So that's why it's stayed intact because we're
10 already under that standard right now for that video
11 phone. If the local building code enforcement authority
12 enforces it, then it has to be there. And we will
13 inspect it by the manufacturer's guidelines of that
14 phone.

15 So just so you understand that's the way that we
16 look at it.

17 MR. CARY: Just to follow up. Thank
18 you for that clarity. Carl Cary again.

19 So excuse me for belaboring the point, but I guess I
20 just want to be crystal clear. So I'm very aware of what
21 you were saying with the pump on 2019, and I -- so if I'm
22 pulling a 2016 job and I say I want to install -- I'm
23 going to install the pumps per the 2019 requirements, the
24 per hoistway, not per elevator, are you saying, well,
25 then, everything else is now a 2019? That's no longer



1 2016 elevator. You're going to inspect based on all the
2 requirements for 2019 because that one thing I'm doing
3 based on 2019?

4 MR. BROWN: What I'm saying is, if you
5 put in a 2016 job, it's going to have a sump pump under
6 every elevator. And you're claiming the equipment is
7 2016 compliant and your permit is for 2016 equipment, it
8 will follow what's written in the 2016 code, having a
9 pump under every elevator.

10 If you want to install 2019 equipment and follow the
11 2019 standard, now you only have to install the one pump
12 because the whole job will be inspected to the 2019
13 standard because that's what you declared at the time of
14 pulling the permit, that you are installing a 2019 job.
15 Please come inspect it to the 2019 standard, and that's
16 from stem to stern. Everything at that job will be to
17 the 2019 standard. We're not mixing them.

18 CHAIRPERSON HENDERSON: All right.
19 Carl, was there any follow-up on that one?

20 Sorry. This is Rick.

21 MR. CARY: This is Carl.

22 No. That's clear.

23 I have one more additional question on the A17.3 but
24 I don't want to take this off this topic, if there are
25 other questions out there. I saw hands come up and go



1 down.

2 CHAIRPERSON HENDERSON: No. That was
3 my only comment, was going to be on the -- what Gerald
4 clarified toward the end again is that, when the permit
5 is requested, it's going to be on the layout drawings and
6 everything as to whether it's going to be a 2016 job or a
7 2019 job. That was my only point, and Gerald already
8 clarified.

9 MR. CARY: Got it. Carl Cary again.

10 So question on the 17.3 -- and apologies if I missed
11 it. So the 17.3 is going to be updated and adopted as
12 part of the acceptance in September, correct, Gerald,
13 the -- and so that acceptance is then going to obviously,
14 as you've said, make up -- a bunch of elevators have to
15 come up to a certain level of code, one of which is the
16 in-ground hydraulic elevators with single bottoms.

17 Is there -- I guess what -- is there any grace
18 period that's going to be provided to owners' buildings
19 that have those single bottom jacks, or are you going
20 to -- does the State have listings of what elevators
21 still currently have in-ground single bottom jacks?

22 I guess, how are you going to specifically attack
23 that?

24 And then just one -- just a B to that question, 17.3
25 says that you essentially have to replace a single bottom



1 jack or install a cylinder gripper --

2 MR. BROWN: Or safety --

3 MR. CARY: Yeah. Or something along
4 those lines, and to my knowledge -- and we can talk about
5 this maybe later. I know we're going to have a
6 discussion on casings.

7 I don't know if anybody -- I did a quick check and I
8 don't think any companies will do that, will install a
9 gripper or safety for whatever their interior process --
10 or their -- for whatever reason companies, in their
11 processes, to my knowledge, won't install that.

12 So, I guess, is there any -- that kind of goes back
13 to the grace period and the discussion: How are we going
14 to kind of address that?

15 MR. BROWN: All right. Just so you're
16 aware, in the last coded option, which I think was in
17 October 1st of 2021 -- that was our last one or 2022?
18 October 1st, I believe that was the last adopted code.

19 At that time we struck the allocation in the WAC
20 rules that said, on a single bottom jack, all you had to
21 do was keep a check chart in the room and you're okay.

22 That's gone. We are following the standard right
23 now. We have an inspector come out to your job, and he
24 questions if that's a single bottom jack or not, he's
25 writing it up today.



1 And that has to be addressed, and they have to come
2 up with records to show that, no, it's not a single
3 bottom jack. And if they can't, then that jack has to be
4 updated by the three methods that are -- that are laid
5 out in the A17.1, 2016 or 2019, which is those three
6 options of replacement, a plunger gripper, or safeties.

7 And there is -- there is -- there is no grace period
8 for life safety in that respect. Right now today our
9 inspectors can go out, and if they see that -- I -- I
10 understood that there was some very limited resource.

11 I think Texacone packing book has a -- has an image
12 in it of some known packing heads that were single bottom
13 jacks, and we're trying to gather that information to
14 have that as a guide for our inspectors. I'd be more
15 than happy to share that with people as soon as we get
16 the permission to use it.

17 But if we get out on a job and the inspector, by
18 looking at the information provided on the job site,
19 suspects it's a single bottom jack, he's writing it up
20 now and action has to be taken. And it's an expensive
21 proposition.

22 And so there -- we're not waiting for the 2019 code
23 to come to effect of enforcement of single bottom jacks.
24 That's already in effect now.

25 As soon as we struck that -- I believe it was



1 October 1st, 2021. As soon as that got -- we struck that
2 part about paper oil check chart not being sufficient for
3 public safety, they have to do that currently.

4 MR. CARY: This is Carl again.

5 Thanks for that clarity, Gerald. So when the
6 inspector is writing it up, what is the correction time
7 that they're giving, or are they red-tagging that
8 elevator immediately with a suspected single bottom jack?

9 MR. BROWN: They're writing it up
10 as -- they're writing it up as a 90-day correction
11 because nothing you can do on a jack is going to take
12 place immediately.

13 If there is -- if there is an absence of oil or
14 anything that's been noted on there that the -- the jack
15 is not maintaining it well and things like that, those
16 obvious telltale signs, that will result in a red tag
17 immediately.

18 If I have an operating elevator and we suspect that
19 it's a single bottom jack, they're writing it up that the
20 building owner has 90 days to have their elevator
21 equipment provider try to determine the status of that
22 jack.

23 When you walk in and look at a duplex job and this
24 one has got a new jack installed and this one over here
25 still has the old one and there's notations that that one



1 was changed out because it was a single bottom jack,
2 that's going to be pretty easy to determine that's a
3 write-up, and they have to change that jack out too.

4 And I will work with building owners because this is
5 indeed an extremely budget item in getting that
6 correction done, but if there is any imminent sign that
7 there is loss of oil unaccounted for, it is a red tag,
8 and it will lose their operating permit for that
9 elevator.

10 If it's running and there's no evidence of imminent
11 danger, then we will work with them on getting that
12 correction done, 90 days to get a proposal together and
13 get a target date and getting that taken care of.

14 I'm -- I'm not trying to needlessly shut down every
15 building in the state that has these older equipment in
16 it, unless, of course, there's evidence of hazard.

17 MR. CARY: Just one more. Carl Cary.
18 Ricky, just one more follow-up on that. Thanks
19 again, Gerald. I appreciate it.

20 So -- and I know this isn't the State's problem, but
21 as you refer to in A17.1, there is a number of
22 corrections that you can do to a single bottom jack as we
23 talked about earlier.

24 If no other company will do any of those others --
25 they'll only do a cylinder replacement, obviously that's



1 really -- that's really backing an owner into a corner
2 with the most expensive option out of the other three --
3 is there -- I guess knowing that obviously it's going to
4 be, you know, even more of an impact to a building owner,
5 especially if they have multiple elevators and stuff like
6 that, is there, I guess -- is there any additional, I
7 guess, assistance -- I'm not talking financial -- but
8 time for an owner that now, out of nowhere, is being hit,
9 with, "Hey, you have a single bottom cylinder. You have
10 to do something"?

11 The company goes, "Yep. We'll only replace the
12 cylinder. We won't do -- we won't do a plunger gripper
13 or anything like that," and now that building owner has
14 to come up with, you know, potentially \$100,000 or more
15 for one elevator, not multiple, to be able to fund that
16 type of thing.

17 I mean, are you willing to give, you know, years,
18 plural, of time for that cylinder replacement monitoring
19 the oil, or, I guess, just knowing that, is there any
20 additional grace that you would provide for them?

21 MR. BROWN: No. That ship sailed.
22 I'm going to work with them. I'm going to be -- work a
23 reasonable period of time, but I want to see some action
24 on it, and I want to see the public safety addressed.

25 Having an elevator in a building is a huge financial



1 burden, like getting buried in a rented tuxedo. It costs
2 you money as long as it's installed.

3 So it's something that needs to be addressed and
4 letting it go for years is not addressing the safety
5 hazard to the riding public, so -- and I've seen in past
6 jurisdictions, when I was the chief in Nebraska, we had
7 people install life jackets. We had people that
8 literally, on some six stop hydros, they lost one jack.
9 It sat there red-tagged for a couple years. Then they
10 lost another jack.

11 And they had a company come in and basically remove
12 the jacks, cap the floor, and install machine roomless
13 traction elevator in that hole, and it was cheaper than
14 replacing the jacks.

15 And so there are -- there are modernization
16 alternatives out there that haven't been available before
17 that are now. I'm not saying -- I'm not a salesman. I'm
18 just saying that company elected -- that building owner
19 elected to put in MRL tractions instead of replacing
20 their jacks.

21 So there is alternatives out there, but I'm not
22 trying to spend everybody's money here, but public safety
23 is number one. And letting a single bottom jack run
24 without any plan in place to getting it replaced, if
25 it's -- we got to have a game plan in place.



1 I'm not going to say you get, you know, 180 days or
2 two years or whatever. I'm not going to commit to time
3 frame because it's an individual situation.

4 CHAIRPERSON HENDERSON: Okay. This is
5 Rick Henderson.

6 If we're clear on that one, Carl, I think we're
7 about 30 minutes behind of our agenda timeline, but I
8 wanted to make sure that that was clarified with you,
9 Carl.

10 MR. CARY: This is Carl.

11 Yeah. Let's move on.

12 CHAIRPERSON HENDERSON: All right.
13 This is Rick Henderson.

14 That said, next on our agenda are our legislative
15 updates. And for our rulemaking update, I believe --
16 Alicia Curry.

17

18 Legislative Updates

19 Rulemaking Update

20

21 MS. CURRY: Morning. Thank you,
22 Ricky. Alicia Curry. I'm the acting senior policy
23 manager in the field services and public safety division.

24 I'd like to give everybody an update this morning on
25 our coded option rulemaking that we've been talking



1 about.

2 This is the rulemaking where we're proposing to
3 adopt new safety code which includes the 2019 ASME A17.1,
4 the 2020 ASME A18.1, and the 2020 ASME A10.5 codes, as
5 well as we are making many other updates and other
6 changes that were needed for the rulemaking.

7 We filed the CR-102 proposed rules on May 2nd. And
8 the CR-102 filing -- this is the language that we are
9 proposing to change -- as well as the CR-102 filing
10 starts the official public comment period.

11 I believe Melissa sent out notice on GovDelivery to
12 everybody yesterday, so hopefully everyone here has
13 received notice of the filing, as well as received the
14 rulemaking documents and the public hearing information.

15 And if anybody did not receive it and they would
16 like to get that information, please just put your email
17 address in the chat, and I'll be happy to send that to
18 you directly.

19 We are scheduled for two public hearings. The first
20 one is on June 7th. It will be a virtual public hearing
21 only that begins at 9:00 a.m., and then we have a second
22 day public hearing, which is in person only on June 13th.
23 And that will be at the Tukwila L&I office, and that
24 starts at 9:00 a.m. as well.

25 And we will be accepting written comments until



1 5:00 p.m. on June 13th for those that would like to send
2 in written comments. We're hoping to adopt the rules on
3 August 1st, and if adopted, the new rules would take
4 effect on September 1st.

5 And I know that Scott had mentioned at the last
6 meeting that he wanted me to give an overview on the
7 preliminary cost-benefit analysis, and there is a
8 preliminary cost-benefit analysis for this rulemaking.

9 All of the documents are available online on the
10 program's rule development page, so if everybody would
11 like to take a look at the preliminary CBA, you know,
12 please go to the page. Everything is updated as far as,
13 like, the timeline and all the other information.

14 I'd also like to talk a little bit about -- and
15 before I turn it to Jim, does anybody have any questions
16 on the coded option rulemaking?

17 And I know I talked a little bit at the last ESAC
18 meeting about the fee corrections. During the last
19 rulemaking for the fee increase, that was the 8.5 percent
20 that was intended to take effect January 1st of 2023 and
21 January 1st of 2024.

22 And there was some typographical errors in the
23 language that was adopted, and so some of the fees said
24 July 2023 and July 2024 instead of January. So we are
25 looking to start the rulemaking process May 23rd to make



1 the corrections to the July 2024 dates. So we would be
2 basically changing those dates to January 2024 and
3 leaving the July 2023 dates as they are, looking just to
4 file the CR-101 and start that process.

5 Does anybody have any changes on the fee increase --
6 or the fee corrections? Excuse me.

7 All right. I guess I'll turn it over then to Alex
8 and Jim.

9

10 Cost Benefit Analysis (CBA) Overview

11

12 MR. GE: Good morning, everyone.
13 Thanks for this opportunity and allow us to present some
14 of our work.

15 Unfortunately, we have a meeting at 10:00, so I
16 don't know how long we can stay. I hope Jim can probably
17 stay a little bit longer. I have already told my program
18 manager that we will be late. So we can still be here
19 for a couple minutes.

20 My name is Alex Ge, and I'm the research manager
21 with research and data service program here at L&I, and
22 first I would like to introduce Jim Callen, who is one of
23 our team member and the author of this cost-benefit
24 analysis for this rulemaking.

25 Secondly, I would like to give you a little bit idea



1 about the difference in cost-benefit analysis for this
2 elevator and public safety rules compare with the rules
3 from patient safety and health division, which -- and for
4 this type of rulemaking analysis, normally it comes with
5 a tighter timeline and it require a quick turnaround.

6 So -- and with that said, the good thing is, there
7 are -- there are limited area for analysis because most
8 of the rule elements are made to align with the national
9 consensus standard, which is exempt from the economic
10 impact analysis.

11 So with that, I will just turn it over to Jim.
12 Thank you.

13 MR. CALLEN: Good morning, everyone.
14 This is Jim Callen. And I'm about to share my screen.
15 There we go. And I will do my best to get us back on
16 schedule.

17 For that, I need -- the first question is, is there
18 anyone interested in the decision process that we use to
19 decide whether a CBA or an SBEIS, small business economic
20 impact statement, is required? If no one is particularly
21 interested in that, we can just skip it.

22 Okay. All right.

23 MR. BROWN: There's a hand up.

24 MR. CALLEN: Oh, no. No. No.

25 MR. BROWN: There's a hand up.



1 CHAIRPERSON HENDERSON: Yeah. Duane?

2 MR. LEOPARD: Yes, I did. I raised my
3 hand for that one.

4 MR. CALLEN: Okay. All right.

5 MR. LEOPARD: Duane, City of Spokane,
6 by the way.

7 MR. CALLEN: Okay. Well, in that
8 case, I'm sorry, but for benefit of time, we're not going
9 to be able to do that.

10 This is the quantified cost versus benefits for
11 these preliminary CBA that we're all talking about here.

12 The costs associated here, this first line here, the
13 replacement of the roof ladders with a high first year
14 cost and then effectively no subsequent year costs since
15 aluminum ladders last a while.

16 The -- excuse me. And these are industry-wide
17 costs, so the disconnecting means for hoistwayless
18 elevators, that's basically the addition of second
19 switches, and the code data plates being added to the
20 lifts.

21 Let's see. Now, the big savings -- the benefit is
22 the modernization exemption. Now, as I understand it,
23 this probably won't make much of a difference to the way
24 you are actually conducting business now because I
25 understand that the program -- the elevator program has



1 been in effect operating with this exemption already.

2 But the idea is that, based on not having to do a
3 complete modernization, when you do replacement of a
4 variety of different parts, it allows the industry to
5 save a significant amount of money in any given year.

6 And then the private residence platform lifts, this
7 is talking about the -- excuse me -- the ability, right,
8 to leave the -- leave them as plug-ins rather than direct
9 wired, which I understand is already standard practice,
10 but now it's in rule.

11 What we see this as is that if the -- easily -- you
12 know, the benefits in the first year based primarily on
13 the modernization exemption would be over \$4 million, and
14 after that, it bends up slightly to 5 million.

15 It really does not make a lot of difference to the
16 way you are currently operating because Gerald has told
17 me that they've been trying to work with you on some --
18 on this stuff already.

19 Okay. Now, this small business economic impact
20 statement, we are not planning to do a small business
21 economic impact statement for this one based on the minor
22 cost threshold. This is actually in law, so it's not
23 helpful to debate the aptness of this threshold.

24 But if the per business annual cost does not exceed
25 1 percent of annual payroll of the business's category,



1 then it does not meet the threshold for doing a small
2 business economic impact statement, and in this case, as
3 you can see, it does not.

4 All right. The change which causes the largest
5 impact -- cost impact is this one for replacing the
6 wooden ladders on roof access doors, above roof access
7 doors, and, you know, that's really, you know, a one-time
8 cost of replacing a ladder.

9 The change with the largest benefit, of course, as I
10 already said, is the exemption for doing a complete
11 modernization when you make an alteration. I already
12 explained that, so -- any questions so far?

13 Okay. Of course, anyone who's looked at this knows
14 that there's a bunch of rule changes in here, but all the
15 ones that are considered significant changes to the
16 rule -- and that does not necessarily mean that they
17 have -- it means a significant change to the rule, not
18 necessarily that they are a cost effect.

19 So we have this -- I have this list here,
20 significant rule changes that were -- that did not
21 actually cause any cost changes, and then significant
22 rule changes that do create costs, the disconnecting
23 means for hoistwayless elevators.

24 And this is the additional -- additional disconnect
25 switch. Also not many of those installed in a given



1 year, so it keeps the cost down.

2 Signage, basically the installation of the code data
3 plates on the WAC material lifts. That's quite small.

4 And rules that create benefits, and this one, it's
5 light bulbs, and it's replacing the ten foot-candle light
6 bulbs with -- oops, sorry -- stronger light bulbs. And,
7 you know, that -- in effect, it's just a more commonly
8 available light bulb. It's cheaper than the ones that we
9 currently require.

10 Okay. Machine room benefits, and this is
11 generally -- this is one that's -- provides benefit to
12 homeowners in the costs to -- for them for installing
13 their elevators.

14 And the governor ropes, it's basically just updating
15 the rule to meet up with the current level of
16 technologies and the low speed lifts are using -- are
17 already using other types of -- other types of ropes, and
18 so it just basically brings us up to technology level.

19 And this is the one I mentioned about the -- the
20 plug-ins, cord and plug being allowed now, rather than
21 having to cut the plug off, which I understand is already
22 being done, but this is associated benefit that would be
23 with that.

24 And that is everything of significance in the rule
25 change.



1 Questions?

2 CHAIRPERSON HENDERSON: Yes. This is
3 Rick Henderson.

4 And I hesitate or -- I want to make you go back to
5 some of the earlier slides, but on the initial -- like
6 the small business impact statement, what was the
7 percentage and what was it based on again for a small
8 business impact?

9 I thought it was 1 percent of the annual payroll or
10 what is it -- could you cover that just a little bit more
11 on when does it -- a small business impact statement make
12 a change? What percentage or what number does it --

13 MR. CALLEN: Okay. Specifically
14 1 percent of the annual payroll of the largest businesses
15 affected by the rule change, and if it is more -- if the
16 per business annual cost is more than 1 percent of
17 that -- I will admit that that seems counterintuitive,
18 that you would base a decision on doing a small business
19 impact statement on the payroll of large employers, but
20 as I said, that's in rule.

21 We still manage to do a large number of small
22 business economic impact statements. If this is a matter
23 of material concern for you, we can -- very much like to,
24 you know, understand what your -- the issues are for you.

25 CHAIRPERSON HENDERSON: This is Rick



1 Henderson.

2 It was more of a clarification of understanding.
3 This is all in a new territory for me. So I may have
4 some further questions later on that I may put together,
5 but to clarify what we're talking about right here, so if
6 we do a small business impact study in the state of
7 Washington -- and I'm -- just using warehouse clubs and
8 supercenters there, they factor in just like a small
9 mom-and-pop business?

10 MR. CALLEN: Yes. Yes, they do. As I
11 said, it does seem counterintuitive, but yeah,
12 Mr. Henderson, we would -- if you do have further
13 questions, you know, feel free to send them on, and we'll
14 do our very best to explain everything and -- and where
15 it -- where it's all written down.

16 CHAIRPERSON HENDERSON: I appreciate
17 that. I may -- I may have some further things here once
18 I look at it a little bit.

19 I did have one more quick question on the slide
20 before, something for -- just for clarification for me,
21 if you wouldn't mind.

22 So looking at this value first year compared to
23 estimated value subsequent years, when we're looking at
24 the value, the value statement there, could you compare
25 the difference between the roof ladder to the



1 disconnecting means?

2 To me, the installation of a roof ladder is the same
3 as installation of a disconnecting means. Once you
4 install it, that's a one-time cost.

5 MR. CALLEN: Well, it is. But
6 there's -- there is a small but steady number of these
7 hoistwayless elevators that are installed each year, so
8 each year those new -- those hoistwayless elevators that
9 are installed would have that expense.

10 So, yeah, it's not the elevators that you dealt with
11 the first year. These are new elevators that are
12 installed which also have the expense.

13 UNIDENTIFIED SPEAKER: James?

14 MR. CALLEN: What's up, Gerald?

15 MR. BROWN: Just real quick to clarify
16 for Ricky's question, on that disconnecting means and he
17 mentioned hoistwayless elevators, this is not just
18 regular conveyance. This is specifically hoistwayless
19 elevators to have a switch at the -- at the bottom
20 landing that you turn, and it disconnects the power from
21 the motor itself.

22 This is like the switch inside the cab where you hit
23 the power switch and it disconnects the battery voltage
24 from that motor that's -- that's running the lift. This
25 is not general elevators. This is just the savings and



1 the cost of actually installing that additional switch
2 that does the same exact thing at the bottom landing.

3 It's a current requirement that we have for
4 residential elevators, and that's what this talks about,
5 is just specifically for hoistwayless elevators. This is
6 an item that came up in our TAC about requiring that
7 switch be added and what that would be. And this is an
8 overall cost for an estimated number of units, not per
9 unit.

10 Hope that's clear as mud.

11 CHAIRPERSON HENDERSON: Well, it's
12 more -- yeah. I'm still, like, trying to understand the
13 estimated value of subsequent years column compared to
14 that.

15 And I believe what James was saying is, it's based
16 off of if these -- there's more elevators being installed
17 that are hoistwayless and that's why it's in the
18 subsequent years column where, if we compare that to the
19 requirement of roof ladders, I mean, those are being
20 installed, but I guess this is --

21 MR. CALLEN: Well, if -- okay. For
22 the roof ladders, there are -- as Gerald said, there's
23 approximately 250 buildings that he regulates that have
24 these ladders on their roofs.

25 And once they install a nonflammable, as sure you



1 just read aluminum there, ladder, they're done. And this
2 is -- this is an older type of elevator system. It's not
3 one that would be installed in a new building, so there
4 won't be more elevators of this type installed.

5 So -- and I suppose, you know, I have no idea what
6 the life expectancy of the aluminum ladder is, but it's
7 far beyond the scope of what I want to calculate.

8 So effectively, once they put the ladder up there,
9 they're done. And there won't be any more of these new
10 elevators -- this particular type of elevator shaft put
11 in because, as I said, it's an older style.

12 So that's why we have the large initial cost for
13 putting them all in, but once they do it, they're done.
14 So there's no subsequent cost.

15 CHAIRPERSON HENDERSON: Still kind of
16 clear as mud to me, but we can bring this up and talk
17 about it another date on this one, comparing the two,
18 because I still see, you know, you install a roof ladder
19 in a building once. You install the disconnecting means
20 for the elevator for that elevator once.

21 Why is there subsequent value in one but not the
22 other? I don't -- I'm not following that one exactly.

23 MR. CALLEN: Well --

24 CHAIRPERSON HENDERSON: I know we're
25 running late here, and I know Jan already has a -- I'd



1 like to bring her and make sure we get her answer -- her
2 question answered.

3 MR. CALLEN: Well, okay. If -- okay.
4 Like I said, okay, this is going to be -- the
5 disconnecting means is going to be one extra switch for
6 each one of these elevators when it's installed.

7 Okay. So in any given year -- I can't remember the
8 number, but it's not very high -- there's only a few of
9 them, so they will be put in, and they'll have to -- and
10 this will be the cost of the extra switches.

11 The next year, you can expect approximately the same
12 number of those elevators to be installed, and so that
13 cost would be repeated in a new elevator, not the old --
14 the elevators that have already done it, but up here with
15 the roof ladders, if -- if I expected that any of those
16 older style elevators that use roof ladders would be
17 installed next year, then there would be a cost here for
18 a ladder.

19 But since we do not expect any of those old style
20 elevator systems to be installed, there's no more cost
21 after they put the initial ladder up.

22 CHAIRPERSON HENDERSON: Okay. All
23 right. I'm going to -- Jan? You had a question real
24 quick, and after this one, I think we're going to take a
25 ten-minute break or a quick break here because we're



1 running behind on here.

2 MS. GOULD: Jan -- Jan Gould, with the
3 City of Seattle.

4 Is it possible you could -- that ESAC members could
5 get a copy of your slides for reference?

6 MR. CALLEN: Oh, certainly.

7 MS. GOULD: Thank you.

8 MS. ERIKSEN: This is Melissa.

9 Jim, I messaged you. If you could please send me
10 your presentation, and I'll make sure it gets out to
11 everyone.

12 MR. CALLEN: All right. Thank you.

13 CHAIRPERSON HENDERSON: I much
14 appreciate it.

15 MS. CURRY: And, Ricky, when Jim is
16 done, can I just mention one more thing real quick?

17 MR. CALLEN: Jim is done, so go ahead.

18 MS. CURRY: Thanks, Jim. I really
19 appreciate you give this presentation today.

20 I just wanted to mention to everybody that if you
21 want to see a summary of the rule changes, if you go to
22 the CR-102 really quick here -- can everybody see my
23 screen okay?

24 UNIDENTIFIED SPEAKER: Yes.

25 MS. CURRY: Okay. We broke down the



1 changes for every single rule that had a change to it.
2 It's broken down by new sections, and then we provided a
3 summary here, amended sections here.

4 And then at the end, as you can see, there's about
5 120 rules that are affected in this rulemaking, the
6 repealed sections, and then if you go to the bottom, this
7 is where the small business economic impact statement
8 memo is, down here under 3.

9 So if you want to take a closer look at that.

10 CHAIRPERSON HENDERSON: Okay. Thank
11 you. This is Rick Henderson.

12 With that said, if there are no more comments, I
13 think it's a good time to take a ten-minute break, and
14 when we come back, we'll -- I think Jan is up next
15 whenever we come back, but I would like to work a break
16 in here before we -- before that.

17 So, Melissa, what time do we need to be back?

18 MS. ERIKSEN: It will be 10:32. I'm
19 putting up a timer for it so people know.

20 CHAIRPERSON HENDERSON: All right.
21 Thank you. And thank you, Jim. I appreciate it, man.

22 MR. CALLEN: You're welcome.

23 (Recess from 10:23 a.m. to
24 10:33 a.m.)

25 CHAIRPERSON HENDERSON: This is Rick



1 Henderson. Our break is over. I hope everybody has made
2 it back.

3 With that said, I believe Jan is up next.

4

5 City of Seattle Chapter 30 Rulemaking

6

7 MS. GOULD: Yes. Jan Gould, code
8 advisor for the City of Seattle conveyance program.

9 Subsequent to the stakeholders meeting we had in
10 late November or early December of 2021, we have added
11 seven or eight new additional requirements to 2021
12 Chapter 30 of the Seattle Building Code.

13 I will be scheduling an additional stakeholders
14 meeting in mid-June. Included in the invitation will be
15 a copy of the draft rules for your review before the
16 meeting. All changes have been presented to our
17 construction code advisory board.

18 I will be placing my email address in the chat for
19 those that I may have missed the last time around and
20 whoever you work for, if I only have two email addresses
21 for a company, this could be forwarded to anyone.

22 That's it. Thanks.

23 CHAIRPERSON HENDERSON: Okay. With
24 that said --

25 MS. GOULD: One second. Jason, did



1 you have anything you want to add?

2 MR. HOWERTON: Jason Howerton, City of
3 Seattle.

4 No, Jan. I think you covered it all.

5 CHAIRPERSON HENDERSON: Yeah. Rick
6 Henderson.

7 Quick question on the -- for the stakeholders
8 meeting --

9 MS. GOULD: Yes.

10 CHAIRPERSON HENDERSON: -- what is
11 the -- do you have to request to be put on that through
12 any official method other than what you earlier stated or
13 how do you get on that list?

14 MS. GOULD: In my original invite, I
15 saved all those email addresses, but I didn't capture
16 everyone. So there was a lot of forwarding of the
17 invitation, so I may not have captured all those email
18 addresses.

19 So, yeah, please forward to anyone that would be
20 interested in attending, you know, BOMA, building owners,
21 whoever that might be. Thank you.

22 I'm sorry. Jan Gould.

23 CHAIRPERSON HENDERSON: This is Rick.

24 All right. Thank you, Jan. All right.

25 That brings us up next item on the agenda is our CMS



1 project update. Do we have someone here for that?

2

3

Needed Points of Discussion

4

CMS Project Update

5

6

MS. ERIKSEN: Kind of. I'm here. So

7

hi. Melissa.

8

We are not going to have a CMS project update like

9

we have been having today. I have been asked to let you

10

all know that we will be sending out the email newsletter

11

of what's been happening and what's going on. So that

12

will still come out.

13

And we are having listening sessions. Thank you to

14

everyone who joined us for the first 1 and 2 -- or 1 and

15

1.5. The next listening session is expected to be had

16

next month. So we'll send out the notice for that.

17

And just so that you know, the listening sessions

18

are not for you to listen, but for us to listen. And

19

it's time with the project team where they give you a

20

quick update as to where things are, and you ask your

21

questions or make your comments from your point of view

22

as you hold it in the industry, whether you're an

23

elevator company, a building owner, a property manager,

24

anyone.

25

So time to get those -- those questions asked, those



1 contributions you might have for this might be a good
2 idea.

3 So that will be coming up, and we just thank you for
4 your continued engagement with the project. It's
5 exciting to see all the progress, and we look forward to
6 learning it together with you.

7 So that's the CMS project update.

8 Ricky?

9 You're muted, Ricky. I think what Ricky was trying
10 to say is, Garry, you had a question?

11 MR. WOOD: Yes. Thank you very much.
12 Garry Wood.

13 Question was, do we have an updated implementation
14 date of the CMS? I mean, last I remember hearing was
15 January 1st.

16 MS. ERIKSEN: Yeah. We're looking at
17 the -- it's the beginning of January. Whether it goes
18 live on the 1st or within the first couple months, I do
19 not have the timeline in front of me, but it is the first
20 quarter of next year, which is now only a few months
21 away, so --

22 MR. WOOD: Thank you.

23 MS. ERIKSEN: Mm-hm.

24 CHAIRPERSON HENDERSON: Okay. Any --
25 this is Rick Henderson. If no more questions related to



1 the CMS project update, we'll move on into our ESAC
2 subcommittee updates.

3 First one on the list here is licensing category
4 education and curriculum. Scott is not here, but, Lyall,
5 were you going to be stepping in for Scott on this one?

6

7 ESAC Subcommittee Status Updates

8 Licensing Category, Education, & Curriculum

9

10 MR. WOHLISCHLAGER: Yes. This is Lyall
11 Wohlschlager. Yes. I will step in as the interim chair
12 in Scott's absence.

13 We've had a meeting this month to get the group back
14 together and continue our process of going through the
15 curriculum and testing requirements, and we also spent
16 some time talking about endorsements to licenses so that
17 an individual might be able to cross license categories
18 for a particular type of conveyance.

19 We also had discussions about continuing education
20 and some of the issues and problems we're having with the
21 current continuing education programs.

22 So those are things that we discussed here at a
23 meeting in the last couple weeks. We do have two more
24 meetings scheduled in June and possibly another two more
25 meetings scheduled in July. The intent is to try to get

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1 all the curriculum and testing requirements completed and
2 up for voting at the ESAC in August.

3 The completion of work on the continuing education
4 and endorsements may take a little longer and will be
5 ongoing by the subcommittee, but our goal is to spend as
6 much time as necessary to try to get all the testing and
7 curriculum taken care of so that it can get voted on so
8 we can get back to getting folks in a position where they
9 can sit for a test.

10 So that's the current plans and -- for that
11 subcommittee.

12 CHAIRPERSON HENDERSON: All right.
13 This is Rick Henderson. Thank you, Lyall. I appreciate
14 that.

15 So -- and so that was in the -- I apologize. Which
16 meeting were you planning on that to be voted on in
17 August?

18 MR. WOHLSCHLAGER: We're hoping in the
19 August meeting we can be able to put a presentation
20 together for the ESAC for both.

21 CHAIRPERSON HENDERSON: All right.
22 This is Rick. Thank you, sir.

23 Any comments or questions related to the licensing
24 for Lyall?

25 All right. Seeing none, moving on to conveyances in



1 rental units subcommittee, and Jim -- is Jim Norris still
2 with us or did he have to step away?

3 I don't think I saw him on the list. It looks like
4 he may have had to step away.

5 MS. ERIKSEN: He stepped away, but
6 Brian Thompson can speak on his behalf.

7 CHAIRPERSON HENDERSON: Very good.
8 Brian, I'll turn it over to you.

9

10 Conveyances in Rental Units

11

12 MR. THOMPSON: Thank you. This is
13 Brian Thompson, on the subcommittee for conveyances and
14 rental units.

15 We have not had a meeting since the last quarter, so
16 there has not been further progress. We did receive
17 feedback from other members of the ESAC and from
18 stakeholders, and so we're working on incorporating those
19 and coming up with new language, and when we have a new
20 meeting date, that will be announced.

21 CHAIRPERSON HENDERSON: All right.
22 Thank you Brian.

23 I think we -- Gerald? I think you're muted, Gerald.

24 MR. BROWN: Gerald Brown, chief
25 elevator inspector.



1 I had a question on that, Brian. The changes that
2 the committee is proposing is specifically WAC rule
3 changes, are they -- or are they RCW changes?

4 MR. NORRIS: I think, for simplicity,
5 we were looking to try to incorporate them into WAC. We
6 are drawing on language that's found in RCW for other
7 provisions.

8 MR. BROWN: Okay. But we're not
9 making proposed changes to the RCW, just the WAC?

10 MR. NORRIS: That's -- the scope of
11 the subcommittee is to come up with proposed language,
12 and I think ultimately how L&I chooses to act on that
13 proposed language is, you know, outside the scope of the
14 subcommittee.

15 MR. BROWN: Very good. All right. I
16 just didn't want to miss any deadlines we have coming up
17 for proposed legislative stuff, so thank you. That
18 answers my question.

19 CHAIRPERSON HENDERSON: All right.
20 Any other questions for Brian on the rental unit
21 conveyances of rental units?

22

23 Cab Interior Alterations

24

25 CHAIRPERSON HENDERSON: If not, moving



1 on, the next subcommittee update is for cab interior
2 alterations, which is for me.

3 So we have met one time on this for cab interior
4 alterations. And just for clarity, what we're addressing
5 here in the subcommittee is, we're -- cab interior
6 alterations are being performed, but the correct
7 counterweight percentages during cab alteration are not
8 being maintained correctly.

9 These are most of the time being found during annual
10 or five-year testings when we're -- the testing companies
11 are finding counterweight percentages are no longer
12 correct.

13 These counterweight percentages that we're talking
14 about are typically lower than the 5 percent requirement
15 that triggers alteration requirements within the A17.1.

16 Not to say that it's not an alteration, but there
17 are a list of alteration requirements once we get above a
18 5 percent deadweight. And that deadweight of this is the
19 weight of the car plus the capacity of the car.

20 Counterweight percentages on equipment today is much
21 more critical than that, so that's what the committee is
22 trying to address and what's the best way to address
23 this.

24 In the first meeting, one of the major things that
25 we were finding is, we need some more cab interior



1 companies to participate in the subcommittee.

2 So if we have any cab interior companies here
3 attending and you would like to participate in this
4 subcommittee, please send an email to Melissa so that we
5 can get you into this or to me or both, but we definitely
6 need -- we're looking for at least -- we'd like to have
7 at least two more cab interior companies represented
8 within the subcommittee.

9 That's the major take that we had out of our first
10 meeting, is that we needed some more representation from
11 cab interior companies.

12 Any questions or comments on the -- on this
13 subcommittee group?

14 Hearing none, I'm going to move on into the A17.1
15 product vetting. John, are you --

16

17 A17.1 Product Vetting

18

19 MR. CARINI: Yes, sir, I am. Good
20 morning. John Carini.

21 There are no current updates regarding the A17.1
22 product vetting subcommittee. The subcommittee has
23 submitted the recommendation for the A18.1 product
24 vetting.

25 The State has accepted that recommendation and has

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1 deemed that the A18 product vetting recommendation
2 submitted by the subcommittee is acceptable to be used as
3 a framework for the A17.1.

4 At this time there is no additional requests for
5 this product vetting subcommittee, and we'll be
6 discussing dissolving this subcommittee in future ESAC
7 meetings.

8 CHAIRPERSON HENDERSON: Okay. Lyall?

9 MR. WOHLSCHLAGER: Yeah. Lyall
10 Wohlschlager.

11 When it comes to the A18.1 vetting procedures, I
12 know the ESAC voted to send those through to the L&I as
13 they were proposed. L&I has indicated that they are
14 going to adopt it.

15 I haven't seen anything formally, Gerald. Is -- is
16 there a timeline when that takes effect so that we can
17 let suppliers and vendors know that -- what the new
18 process is and here is how it's being implemented?

19 MR. BROWN: I -- I'm currently working
20 on moving forward with those recommendations, but I was
21 just trying to get the -- have there be one vetting
22 process. So we're trying to put the -- trying to get the
23 ink to dry on that, so --

24 CHAIRPERSON HENDERSON: Lyall, did you
25 have another question? I think you -- there we go.



1 MR. WOHLSCHLAGER: Yeah. Sorry about
2 that.

3 CHAIRPERSON HENDERSON: Oh, no
4 worries. This is Rick Henderson.

5 Just a follow-up on this, John. So you're pretty
6 confident here for -- this subcommittee has pretty much
7 fulfilled the work that it was tasked with, and we're not
8 ready at this time to put forth a vote to close the
9 subcommittee. We need to do a little bit more review
10 within ESAC and potentially next meeting would be the
11 closing subcommittee?

12 MR. CARINI: That's correct.

13 CHAIRPERSON HENDERSON: All right.
14 Perfect. Thank you, sir. This is Rick Henderson.

15 Any other questions on the A17.1 product vetting?
16 If no more questions on the product vetting, that brings
17 us to the port and grain conveyances.

18 Lyall, that's you again, man.

19

20 Port/Grain Conveyances

21

22 MR. WOHLSCHLAGER: Yeah. Lyall
23 Wohlschlager.

24 Yeah. Just to bring everybody up to speed, back in
25 November ESAC -- of 2022, there was -- a stakeholder



1 brought up the idea of possibly looking into video
2 inspections for some of the remote grain conveyances, in
3 particular partly due to the escort requirements, partly
4 due to the L&I's difficulty in doing inspections when
5 there's grain dust and mice feces and, you know, other
6 things that required PPE, and protections of the L&I
7 inspectors.

8 So the idea was to explore possibly doing some sort
9 of video inspections and try that possibly on a pilot
10 program. So this subcommittee has just been formed, and
11 we will be trying to put together our first meeting in
12 June to explore that -- those options and see how they
13 may or may not work.

14 We're not sure how applicable it may be to the port
15 industry, but, again, that will be part of the
16 subcommittee to review. So status is looking for our
17 first meeting in June.

18 CHAIRPERSON HENDERSON: Okay. This is
19 Rick. Thank you, Lyall.

20 Any follow-up questions for Lyall on that one?

21 If not, we've done a really good job of getting back
22 on schedule, which brings us to new and continued
23 business and audience questions.

24 Melissa, I think you're up next on the QEI
25 certification in May.



1 New/Continued Business and Audience Questions
2 Upcoming QEI Certification in May

3

4 MS. ERIKSEN: I'm up next. So I am
5 super stoked because we get to put on a QEI certification
6 class, and this is two days. It is not one or the other.
7 It is both days. It is in person.

8 It will be in Tumwater, and you can email me if you
9 want to attend. I believe it's on the NAEC's website.
10 You can sign up for that as well. It is May 23rd and
11 24th.

12 There will be fantastic trainings and discussions
13 held by internal -- internal people and guests coming in,
14 covering a wide range of topics that we are currently
15 dealing with, so it will be really good information.

16 Plus, I have it on good authority to put my boss on
17 the hot seat and say that it might -- and by "might," I
18 mean probably -- count for not only your QEI credits but
19 mechanics license continuing education as well. That
20 said, only if you attend in person.

21 So that is that. If you have questions, my email is
22 in the chat. You can message me. And we are looking
23 forward to having this and seeing you.

24 CHAIRPERSON HENDERSON: Very good.
25 Looking forward to seeing it.



1 Any follow-up questions for Melissa on that one?
2 If not, next on the agenda, in-ground casing
3 drilling on existing jobs for Carl.

4

5 In Ground Casing Drilling on Existing Jobs -
6 Conveyance Work?

7

8 MR. CARY: Yeah. Carl Cary. Thank
9 you, Ricky. Really appreciate it.

10 So we've -- we had a robust conversation, albeit
11 short, on this prior to beginning of the ESAC meeting.
12 So essentially wanted to open up the discussion, again,
13 related to drilling of steel casings for in-ground
14 cylinders.

15 Just to frame the conversation a little bit, as we
16 talked about previous to the ESAC starting, obviously
17 with the requirements of A17.3 and single bottom
18 cylinders in some existing buildings, replacement of
19 those cylinders requires the installation of the
20 replacement of an in-ground steel casing.

21 Obviously not every cylinder replacement is going to
22 need a casing installed or replaced, but there certainly
23 are some that will need that.

24 So specifically on the matter of the requirements of
25 mechanic standby for that installation of the steel



1 casing, there -- previously there was kind of an
2 unwritten understanding that once the elevator equipment
3 was -- the cylinder was removed, the elevator was made
4 safe, lockout/tagout.

5 If the drilling for that casing was hired directly
6 by the owner, once the elevator was made safe, those
7 items were done. Mechanic standby was not required.

8 However, if the driller was hired directly by the
9 elevator company, then mechanic standby during that
10 installation of the casing was required.

11 So what I'd like to do is kind of frame a
12 discussion, I guess, around that and see if there is --
13 if there's any more.

14 I don't know, Gerald, if you have any more that you
15 want to fill in, in the blanks there, kind of as we dive
16 into that.

17 CHAIRPERSON HENDERSON: This is Rick
18 Henderson.

19 Just one point of clarification on that, Carl. I
20 think you mentioned this was an A17.3 requirement. I
21 want to clarify this isn't A17.3. This is going to be an
22 A17.1 requirement as it's in the A17.1 for single bottom
23 jacks, not an A17.3.

24 MR. CARY: Correct. I guess the
25 retroactive is A17.3 requiring replacement of single



1 bottom cylinders with new ones that meet A, B, or C
2 covered in A17.3, 4.3.3, as well as potentially, I guess,
3 A17.1 to your point, Ricky.

4 CHAIRPERSON HENDERSON: Right. I
5 believe it's been code in A17.1 for quite a while. I was
6 trying to find the code rule. I'm having trouble finding
7 it right now.

8 Gerald, do you know what that code rule is the
9 A17.1?

10 MR. CARY: Yeah. And I think the --
11 I'm sorry. Carl Cary. I know we're getting a lot of
12 back and forth. Sorry, Andi. Carl Cary.

13 The -- I think what you're talking about, Ricky,
14 specifically is the requirement to remove -- that the
15 single bottom cylinders were no longer permissible to be
16 installed; correct? Is that what you're referring to?

17 CHAIRPERSON HENDERSON: Let me see if
18 I can find that one. I'm going to withdraw my earlier
19 comment and see if I can -- until I find that rule that
20 I'm thinking about here.

21 UNIDENTIFIED SPEAKER: 8658.

22 CHAIRPERSON HENDERSON: 8658?

23 UNIDENTIFIED SPEAKER: I believe
24 that's it, yeah.

25 MR. CARY: This is Carl.



1 Ricky, I didn't know if you had another point. I
2 was pausing to see if you --

3 CHAIRPERSON HENDERSON: No. I'm
4 sorry. This is Rick Henderson.

5 I'm looking for that 8658 requirement real quick
6 here.

7 Yes. And that's -- this is Rick Henderson again.

8 And, Jim, please jump in here and correct me if I'm
9 wrong, but the 8658 requirement in A17.1 is an existing
10 elevator requirement that, if you have a single bottom
11 jack, per A17.1 rules, the safety bulkheads are not --
12 you have to -- they have to be dealt with either by car
13 safeties or plunger gripper.

14 But it's not -- so this is where I just want to make
15 a clarification on this one for a single bottom jack. I
16 believe the trigger for this isn't necessarily A17.3,
17 rather, it's A17.1, since there was a WAC rule change,
18 which gave us -- we had a previous log that allowed us to
19 exempt this requirement in A17.1.

20 That WAC rule went away and hence A17.1 and this
21 ruled out is in effect for Washington State.

22 MS. GOULD: Jan Gould, City of
23 Seattle.

24 It's under the maintenance section -- that's
25 interesting -- for hydraulic elevators.



1 CHAIRPERSON HENDERSON: But it's my
2 understanding that this is -- correct. It's under the
3 maintenance section but it's -- it is there.

4 That -- that was my only comment on that one, Carl.

5 MR. CARY: Yeah. This is Carl.

6 I guess I -- I don't know what triggers that. It
7 certainly seems clear that via the 4.3.3.3 and 17.3, to
8 me, with existing buildings that that was the trigger,
9 but I guess I will leave that -- I guess I don't know the
10 answer for whether that's a 1 or a 3 because, as stated
11 before, the 1 is in the maintenance section and seems to
12 be applicable to new installation or potentially
13 maintenance and testing as that section is referenced.

14 MS. GOULD: Jan Gould again.

15 Yeah. I -- yeah. I believe the driver is the one
16 under A17.3, but A17.1 for replacement of jack would be
17 applicable, you know, if they just chose to, but I'd like
18 to see -- I'm going to look and see if there's any
19 interpretation on that particular rule.

20 CHAIRPERSON HENDERSON: This is Rick
21 Henderson again.

22 I think this one is going to come into play just
23 like there's discussion right now on the A17.1 committees
24 to require door restricters -- or excuse me -- not door
25 restricters -- door lock monitoring requirements in the



1 Section 8 of A17.1.

2 Sorry. Go ahead, Jan.

3 MS. GOULD: Oh, Jan Gould again.

4 In the 2022 ASME A17.1?

5 CHAIRPERSON HENDERSON: Correct.

6 That's -- there's discussion about it. I don't know that
7 it's going to make it in there.

8 MS. GOULD: Okay.

9 CHAIRPERSON HENDERSON: But
10 regardless, one way or another, whether it's triggered by
11 A17.3 or A17.1, I think it's either way is pertinent to
12 your discussion here. I don't want to take away from
13 more of it there.

14 MR. CARY: This is Carl.

15 Thanks, Ricky. So I think the discussion or some --
16 I guess I certainly want to facilitate discussion. I
17 think the conversation along the lines outside of, you
18 know, where is the trigger, whether it's A17.1 or A17.3
19 is, and at what point is the -- if the drilling
20 company -- if a casing is required and the drilling
21 company is hired directly by the owner, especially the
22 mechanic is not standing by, at what point is the
23 elevator, quote/unquote, made safe or at what point are
24 they -- are they allowed or are they available to do
25 that?



1 And I -- I don't know the answer to that. Obviously
2 I'm -- if it's a demarcation of, you know, with -- via a
3 PC that says, hey, these items have to be complete and
4 then the driller can come in or what.

5 But as I said, you know, certainly that's -- we're
6 an advisory group, so that final decision is up to the
7 chief. However, if everyone has any thoughts, let's talk
8 through it.

9 CHAIRPERSON HENDERSON: Gerald, go
10 ahead.

11 MR. BROWN: Duane had a comment. His
12 hand is up.

13 CHAIRPERSON HENDERSON: Duane?

14 MR. LEOPARD: Duane Leopard, City of
15 Spokane.

16 This is where I stand on this. The drilling of the
17 actual well and casing installing is work by others.
18 It's like the plumber that has to get in the pit, the
19 electrician that needs to repair lights, maybe the
20 sprinkler guy, whoever. That's all work by others, and
21 this drilling portion of it, to me, is work by others,
22 whether it's hired by the elevator company or the owner.

23 I don't know of any code or law -- and I could be
24 wrong. Gerald, correct me if I am -- that requires a
25 mechanic to be on-site during any of the process.



1 It would behoove the companies -- the elevator
2 companies to have it checked and whatnot, and it might be
3 between the elevator company and the well driller that
4 there will be, but to my knowledge, there is no exact
5 code that requires an elevator mechanic to witness this
6 stuff. If it's done by another drilling company, it's
7 work by others.

8 That's -- that's basically where I stand on it.

9 MR. BROWN: We basically just require
10 they pull a permit to replace the jack and that that work
11 is performed by the elevator company replacing the jack.
12 But like you said, work by others for the casing and
13 things like that, there's no part number for that for
14 elevator company, so it is indeed work by others.

15 But there is always going to be interaction between
16 the elevator company and the -- and the driller, you
17 know, even if it's just checking to make sure that
18 it's -- the car is still properly secured and everything
19 else you've got.

20 And then also if they like to have somebody do
21 standby -- I've done standby before, worked with the
22 driller side by side in there, you know. Periodically
23 it's -- you know, once or twice an hour, it's, "Okay.
24 Get in. Let's check it. I don't want to get this hole
25 off. You need to check it. You're getting paid to be



1 here. Get in there and make sure it's done and get in
2 there in the spider box and make it's plumb flush and
3 straight and everything is still going the right
4 direction."

5 Because, when it's all said and done, that's how we
6 end up with jobs that have bad placement of jacks and,
7 you know, how that's approached by, you know, offset
8 plates and things like that, which is never good. You'll
9 always have an elevator that's never quite right if they
10 put the hole in the wrong place.

11 Carl?

12 MR. CARY: This is Carl.

13 Ricky, I see some stuff that you put in the chat
14 there. I know not everyone has access to the chat.

15 Do you want to talk through that?

16 CHAIRPERSON HENDERSON: Oh, I was just
17 sort of popping in -- I put in a -- some of the
18 interpretations I was just looking up on that A17.1
19 requirement. There's several interpretations on the 8658
20 referenced where that does apply to existing equipment.

21 And I see we have another hand up here.

22 MR. DAVIS: This is Duke Davis.

23 Hey, I was just going to comment on the work by
24 others nature of other trades in the pit as well. We've
25 always kind of used that 902 as a guidance for it as far



1 as providing access to this base, to the pit, making sure
2 that the appropriate lockout/tagout procedures have been
3 performed by a licensed elevator mechanic.

4 Beyond just the, you know, the drilling and casing
5 issue that Carl brought up was the things Gerald touched
6 on earlier, the pit ceiling, the electrical work, all the
7 other trades in there.

8 The one question I have for clarification as we move
9 forward on that, if we're operating under that 902 and
10 it's working for us, is that written notice provided to
11 the Department?

12 Gerald points out that, you know, when they're doing
13 a jack, there's obviously a permit in place from the
14 elevator company, and that's -- that seems adequate
15 written notice to me.

16 But if we're going in there, we're changing pit
17 lights, adding GFIs, if a plumber is going in there
18 dealing with a sump pump, or, say, ground injection for a
19 leaky pit or something, who do we put the onus of that
20 notice on?

21 Because there's really no elevator work going on
22 there. It's just the safe access provided.

23 Would that be the GC, the plumber, or would that be
24 the access providing elevator to stay compliant?

25 MR. BROWN: Well, the elevator



1 mechanic that places a car out of service like
2 red-tagging or placed out of service, they need to
3 contact the Department and let them know that that's not
4 functioning. They're supposed to notify us.

5 So, yeah, you're always going to have a licensed
6 elevator mechanic involved in placing a car out of
7 service. So, yeah, they should notify us that they
8 have -- that it is placed out of service, to contact the
9 local inspector and say, "Hey, I'm over here at the XYZ
10 building, and this car is out of service."

11 And that way, we don't waste an inspection trip on a
12 job with a car that's down, so --

13 MR. DAVIS: Perfect. Okay.

14 CHAIRPERSON HENDERSON: Rick
15 Henderson.

16 Gerald, I guess the one thought that I had on there,
17 I understand who is supposed to be reporting to the
18 State, but there's a couple of -- I notice at least one
19 other time where a requirement is to be notified in
20 writing. So I'm assuming this would be email type.

21 Is there a specific email address that they should
22 be using for this one, just a general email address, or
23 how -- get more into the details of the process on what
24 should that be and does there need to be an indication
25 that it's been received and approved or just is the email



1 being sent sufficient?

2 MR. BROWN: I think requesting by
3 email to the local inspector for that, that's posted on
4 our website who the inspector is for that location and
5 the supervisor.

6 And if they were both copied on an email that this
7 particular building is down for this type of work, or for
8 some reason it's placed out of service, that that would
9 suffice for the in writing and the right people know.
10 That would be sufficient.

11 I'd like to see this cleaned up and the WAC rule to
12 make a similar statement to that effect, but for right
13 now, let's just contact via email the inspector and the
14 supervisor both because, you know, inspector is on
15 vacation or supervisor is on vacation, we have double
16 coverage, and ask for them to respond to you that they
17 received it.

18 And that way, you know there was an accepted
19 correspondence, and that way, there's no question.
20 There's not going to be, "Well, nobody told me that."

21 "Well, I got a copy right here. You responded back
22 to me on, you know, the 5th of July or whatever that you
23 got my email that this car was down. We're doing a
24 cylinder replacement."

25 CHAIRPERSON HENDERSON: This is Rick



1 Henderson again.

2 So with that said, the person doing the work on this
3 one would need a response back before it would be
4 accepted for the --

5 MR. BROWN: I would think they would
6 want to get the response back, yeah. I think just for
7 their coverage of doing the right thing, that they have a
8 response back. It doesn't take very long for an
9 inspector to acknowledge that, you know, "Hey, thanks for
10 letting me know," that kind of thing.

11 CHAIRPERSON HENDERSON: Okay.

12 MR. BROWN: That's correspondence --
13 that's something that's documented. It's a matter of
14 public record. Anytime we touch an email, it's a public
15 record thing, so we can go back and show it and say,
16 "Yep. I got it right here." So that way, it's --
17 everybody is on the same page.

18 CHAIRPERSON HENDERSON: And I believe
19 you already mentioned that you would like to have that
20 clarified a little bit better in the WAC.

21 MR. BROWN: Yeah. I'd like to see
22 that. I mean, it just makes sense to have that in there.
23 I don't want to kill it with science, but, you know, just
24 acknowledge that we'd accept written correspondence with
25 a -- you know, return receipt or some type of return



1 email or something.

2 It's just an acknowledgment, "Yeah. I got it.
3 Thank you. Proceed," or whatever. It's not a -- I mean,
4 if the work needs to be done and it's in a permission
5 thing, it's, "Yeah. That car is out," so we don't waste
6 inspection staff to go look at a job that's shut down.

7 CHAIRPERSON HENDERSON: Okay.

8 MR. BROWN: The majority of the time,
9 you know, major like that is covered with the Department,
10 and they're going to be there anyway, but if you have --
11 like Duke was saying, "Hey, they've got to get in and
12 seal the pit," you know, we don't -- we don't have
13 elevator companies out sealing pits and doing, you know,
14 that type of advanced hydraulic work, prevention work on
15 the pit floors and stuff.

16 But we still have an elevator company involved with
17 taking it out, and, "Hey, you know, we're over here at
18 the XYZ building. They're going to be sealing the pit
19 floor, and I took it out on Monday, and I'll be back on
20 Friday, and I'll notify it when the work is complete."

21 CHAIRPERSON HENDERSON: Yeah. And I
22 think, as somebody else mentioned -- might have been
23 Duane -- there's a lot of other work that goes on that
24 sort of falls into this same category in Item 2 that we
25 need to be following the same processes per the RCW.



1 MR. BROWN: Yep.

2 MR. CARY: This is Carl.

3 So just to -- I like putting bows on long
4 conversations. So what I heard -- Gerald, tell me if I
5 heard wrong -- for, to Duke's point, if you are doing
6 sealing a pit or something along those lines under 902,
7 that the direction there is to email L&I, the supervisor,
8 the inspector, and let them know, "Hey, this is what's
9 going on," but as far as a casing removal, kind of our
10 initial conversation, because a permit has been pulled.
11 So obviously everyone knows where that cylinder
12 replacement, there's no kind of special notification or
13 anything for that specific task; right?

14 MR. BROWN: No. It's already
15 associated with the permit. So, yeah, I would think that
16 would be sufficient.

17 MR. CARY: Got it.

18 Any other discussion on this topic? I guess I just
19 wanted to propose, Gerald, do you feel like we need to
20 put out some sort of clarification on this? Obviously
21 we've talked a lot about this, just kind of memorialize
22 this with kind of like, "Okay. Here is what this is, and
23 here's where it's at," or do you feel like, you know,
24 this conversation -- the minutes from this meeting are
25 sufficient? How do you want to move forward?



1 MR. BROWN: I think that would be
2 such.

3 MR. CARY: Just the minutes?

4 MR. BROWN: Just the meetings and
5 stuff, yeah.

6 MR. CARY: Okay. Any other discussion
7 on this topic?

8 CHAIRPERSON HENDERSON: I think if
9 anybody else has any questions -- and just for me, I'm
10 sort of putting -- and this is Rick Henderson -- my own
11 little bow on it.

12 So for -- as far as the State is concerned, jack
13 casings are not considered conveyance work, licensed
14 elevator mechanics work. That's done by outside
15 contractors, and that's why the State is going to be
16 moving forward on this one.

17 Did I follow all that correctly?

18 MR. BROWN: Right. In this particular
19 scenario, where they got an existing elevator and they're
20 doing that work, but, you know, if you're drilling holes
21 out in the middle of the field, there's no -- nobody is
22 putting together conveyance components too, to do that.
23 So we don't do permits for drilling casing holes and, you
24 know, that kind of thing, so --

25 CHAIRPERSON HENDERSON: Understood.



1 With no more questions on that one, that brings us up to
2 conversations from stakeholders.

3

4 Conversation from Stakeholders

5

6 CHAIRPERSON HENDERSON: Melissa,
7 question: Do we close out the meeting before we have
8 conversations or does these stay on? So these
9 conversations stay on for the recorder? Very good.

10 So opening it up for conversations from stakeholders
11 out there, anything that we've talked about or have not
12 talked about through here is opportunity to bring those
13 up now.

14 And looking for any questions or conversations on
15 topics. Gerald?

16 MR. BROWN: I just wanted to take just
17 a second to address the stakeholders, people that take
18 the time to contribute their time and knowledge and
19 expertise to our subcommittees and the important work
20 that takes place there, we really appreciate you doing
21 this.

22 You know, this isn't a paid thing, and it takes time
23 away from your busy days and away from your business to
24 step in and work on these subcommittees and the important
25 work that takes place there.



1 I want to assure you, as the program manager, that
2 this information that come back from these subcommittees
3 is important. It's not summarily dismissed. It adds
4 value. What you're doing makes a difference for
5 Washington State.

6 This is the -- you know, you're representing the
7 boots on the ground by serving in these committees and
8 offering input, and sometimes it's lively, and that's
9 great too, because it needs to be said and done.

10 And so if -- if you ever wanted to know how we
11 really feel, we really are appreciative for what you're
12 doing and so thank you.

13 I didn't mean to tie up too much of the meeting,
14 but -- Gerald Brown, chief elevator inspector. I wanted
15 to thank you, each of you, for your work that you've done
16 and are about to do on some of these committees getting
17 staffed up and moving forward. Please take the time to
18 make a difference. Thank you.

19 CHAIRPERSON HENDERSON: Yeah. Rick.

20 I just want to second Gerald in just what he said.
21 Everybody is very busy these days, so this -- your time
22 is very much appreciated on these groups.

23 Dan, I see -- go ahead.

24 MR. EGGERS: Yeah. Dan Eggers, Otis
25 Elevators.



1 I've been hearing a lot of kind of pushback from
2 some of the localities about how we're supplying power
3 for sump pumps in the pit and disconnecting means about
4 different kinds of plugs and outlets and the size that
5 they have to put in there.

6 Has there been any thought or discussion -- I know,
7 Gerald, I think you've heard some stuff from the City of
8 Bellevue about it, but has there been any discussion
9 about kind of solidifying exactly what is required in
10 those situations because I know -- I know Bellevue is
11 really pushing back hard on it right now.

12 MR. BROWN: On the high voltage pumps
13 or what specifically?

14 MR. EGGERS: Yeah. They're saying
15 that some of the pumps that are going to be required to
16 move those volumes of water are going to require a
17 substantial -- up to a 3-phase outlet in a pit.

18 And I just saw a letter from the City of Bellevue,
19 talking about that. So they were going to start firing
20 back a little bit on it. I didn't know if you heard
21 anything about it or if you guys had any discussions
22 about it.

23 MR. BROWN: A 50-gallon-a-minute sump
24 pump lifting 30 feet, you can do with a three-quarter or
25 one-horse, 110-volt pump.



1 Seeing as though we're not trying to pump 50 gallons
2 underneath every elevator in that hoistway, I don't -- I
3 don't get their argument that they have to use 480-volt
4 or 230-volt pumps to lift 50 gallons of water a minute.

5 So if they're over-engineering it, I don't -- I
6 can't address that.

7 MR. EGGERS: Okay. Okay. I just --

8 MR. BROWN: I think they're
9 overkilling it and overcomplicating it.

10 A simple sump pump, which is, you know, basically
11 their grinder pumps for -- sewage grinder pumps is what
12 typically they use on the little short legs, and it pumps
13 50 gallons a minute. That's a pretty clear setup at
14 17 gallons a minute.

15 And so I don't get why they are pushing to go with
16 these high-voltage, high-speed pumps to move this
17 humongous volume of water when it's just 50 gallons a
18 minute per hoistway.

19 Obviously they're bidding -- they can bid 2019
20 equipment right now, and so do so. And that sump pump
21 requirement for just having one per hoistway takes effect
22 and move forward. I don't get their argument, and I
23 questioned them on it, and I got no answers back, no
24 valuable answers back, from the people I talked to about
25 it, so --



1 MR. EGGERS: Great. Thanks for the
2 feedback on that. I appreciate it.

3 CHAIRPERSON HENDERSON: This is Rick
4 Henderson.

5 Dan, if there's something that the ESAC committee
6 needs to address on this or look into it and put forth a
7 recommendation or anything that we can do to help out on
8 this one, if you get more details on what exactly is
9 going on with it, please feel free to reach out to us to
10 put this into a topic on a -- to work on.

11 MR. EGGERS: Appreciate it, Ricky.
12 This has just come up recently, and I think the 2019 is
13 going to take care of all that and kind of do away with
14 all of it.

15 I do like what some of the contractors have been
16 doing with providing a separate location for the pumps so
17 there's a drain in the pit, and it actually goes to a
18 sump pump outside of the pit that gets their equipment
19 out of our space and gets them out of our work areas,
20 which I think would be the ideal way to do that.

21 MR. BROWN: That's the way they used
22 to do it in Canada. They're the ones that came up with
23 the idea. We always liked it.

24 MR. EGGERS: Yeah. I think that --
25 that would be a great way of performing what we need to



1 have done in those situations.

2 CHAIRPERSON HENDERSON: I see Jan's
3 got -- had question.

4 MS. GOULD: Yes. Jan Gould.
5 Are we still recording?

6 CHAIRPERSON HENDERSON: Yes.

7 MS. GOULD: Okay. Jan Gould, City of
8 Seattle.

9 Yeah. Dan, we're just starting to see under the
10 2018 Seattle Building Code where each hoistway has to
11 have a sump pump or drain, but for FSA elevators, per our
12 Seattle Building Code 403 section, that sump pump has to
13 be on emergency power.

14 But after it leaves the hoistway, all that other
15 pumps related to removal of water from the building are
16 not on emergency powers, so pretty interesting.

17 And King County plumbing and piping and gas piping
18 inspectors have a great sheet on this topic and how to
19 accomplish it. It's -- the new assistant chief has
20 really dug in, and he's got a great spreadsheet on
21 that -- on their website of how to accomplish all this.

22 CHAIRPERSON HENDERSON: Okay.

23 MS. GOULD: And it's based with
24 Gerald's input too, so --

25 CHAIRPERSON HENDERSON: All right.



1 Thank you, Jan.

2 MR. BROWN: I didn't know.

3 CHAIRPERSON HENDERSON: This is Rick
4 Henderson.

5 Dan, I noted you still have your hand up for -- oh.

6 MR. EGGERS: Removed.

7 CHAIRPERSON HENDERSON: All right.

8 Just want to make sure you didn't have another follow-up
9 question there.

10 Any more conversations from stakeholders on
11 anything?

12 With no questions showing up, I believe this is --
13 do I have a motion to close the meeting?

14 MR. WOOD: This is Garry Wood. Motion
15 to close.

16 CHAIRPERSON HENDERSON: Do I have a
17 second?

18 MS. GOULD: Second, Jan Gould.

19 CHAIRPERSON HENDERSON: And can I have
20 a -- so I have a motion. I have a second.

21 Can we have a vote? Raise your hand for closing.

22 And, Melissa, do we have --

23 MS. ERIKSEN: Sounds like everybody is
24 ready to get out of here. Thank you very much, everyone,
25 for coming and joining us.



1 Ricky and Garry, congratulations. Y'all did a great
2 job, and we will see you in August.

3 CHAIRPERSON HENDERSON: Thank you,
4 everybody.

5 (Proceedings concluded at
6 11:25 a.m.)

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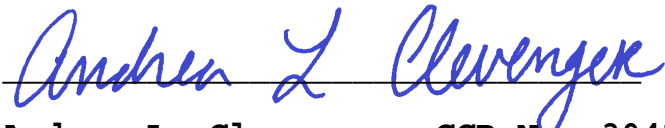
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That the foregoing proceedings were taken stenographically before me and thereafter reduced to a typed format under my direction; that the transcript is a full, true and complete transcript of said proceedings consisting of Pages 1 through 95;

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