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File Date: 4/23/2020

# Notice of Rulemaking Hearing

Hearings will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, T.C.A. § 4-5-204. For questions and copies of the notice, contact the person listed below.

<b>Agency/Board/Commission:</b>	Department of Labor and Workforce Development
<b>Division:</b>	Workplace Regulations and Compliance, Elevator/Amusement Device Safety Board
<b>Contact Person:</b>	Thomas Herrod, Assistant Commissioner, or Dan Bailey, Senior Associate Counsel
<b>Address:</b>	220 French Landing Drive, Nashville, TN 37243-1002
<b>Phone:</b>	615-253-2741 (Thomas Herrod) 615-741-9550 (Dan Bailey)
<b>Email:</b>	<a href="mailto:thomas.herrod@tn.gov">thomas.herrod@tn.gov</a> or <a href="mailto:daniel.a.bailey@tn.gov">daniel.a.bailey@tn.gov</a>

Any Individuals with disabilities who wish to participate in these proceedings (to review these filings) and may require aid to facilitate such participation should contact the following at least 10 days prior to the hearing:

<b>ADA Contact:</b>	Evelyn Gaines Guzman
<b>Address:</b>	220 French Landing Drive, Nashville, TN 37243-1002
<b>Phone:</b>	615-253-1331
<b>Email:</b>	<a href="mailto:Evelyn.Gaines.Guzman@tn.gov">Evelyn.Gaines.Guzman@tn.gov</a>

**Hearing Location(s)** (for additional locations, copy and paste table)

Address 1:	220 French Landing Drive		
Address 2:			
City:	Nashville, TN		
Zip:	37243-1002		
Hearing Date :	09/02/2020		
Hearing Time:	9:00 AM CST	<u>    </u> CST/CDT <u>    </u> EST/EDT	

**Additional Hearing Information:**

\_\_\_\_\_

**Revision Type (check all that apply):**

- Amendment
- New
- Repeal

**Rule(s)** (ALL chapters and rules contained in filing must be listed. If needed, copy and paste additional tables to accommodate more than one chapter. Please enter only **ONE** Rule Number/Rule Title per row.)

Chapter Number	Chapter Title
Chapter 0800-03-04	Elevators, Dumbwaiters, Escalators, Aerial Passenger Tramways, Moving Walks, and Amusement Devices
Rule Number	Rule Title
0800-03-04-.25	Fees

Place substance of rules and other info here. Statutory authority must be given for each rule change. For information on formatting rules go to <https://sos.tn.gov/products/division-publications/rulemaking-guidelines>.

Rule 0800-04-03-.25 is amended by increasing most of the fees for elevator, dumbwaiter, escalator, aerial passenger tramway, and moving walk inspections and permits.

0800-03-04-.25 Fees.

- (1) The required fees shall be as follows:
  - (a) Construction permits for new or altered elevators, dumbwaiters, escalators, aerial passenger tramways, and moving walks..... \$300.00
  - (b) Acceptance inspections for new or altered elevators, dumbwaiters, escalators, and moving walks..... \$ 300.00
  - (c) Acceptance inspections for aerial passenger tramway ..... \$300.00
  - (d) Operating permits for new or existing elevators, dumbwaiters, escalators, aerial passenger tramways, and moving walks..... \$ 60.00
  - (e) Periodic inspections for elevators, dumbwaiters, escalators, aerial passenger tramways, and moving walks ..... \$ 70.00
  - (f) Failure to file report inspection ..... \$ 50.00
  - (g) Unscheduled follow up inspections for elevators, dumbwaiters, escalators, aerial passenger tramways, and moving walks..... \$300.00
  - (h) Annual permit for amusement devices owner ..... \$150.00
  - (i) Annual permit for amusement devices designed for passengers forty-two (42) inches or less in height ..... \$ 50.00
  - (j) Annual permit for amusement devices designed for passengers forty-two (42) inches or more in height and the manufacturer's recommended assembly time is less than forty (40) work hours \$100.00
  - (k) Annual permit for amusement devices designed for passengers forty-two (42) inches or more in height when the manufacturer's recommended assembly time is more than forty (40) work hours ..... \$200.00
  - (l) Annual permit for miscellaneous (e.g., hand powered) amusement devices..... \$25.00
  - (m) Reinspection for amusement devices..... \$150.00

Authority: T.C.A. §§ 68-121-102, 68-121-103(a)(5), 68-121-103(e), 68-121-104(c), 68-121-106, 68-121-106(6), 68-121-108(c), 68-121-108(c)(3), 68-121-117 ,68-121-120(c) and 2009 Tennessee Public Acts Chapter 405.

I certify that the information included in this filing is an accurate and complete representation of the intent and scope of rulemaking proposed by the agency.

Date: April 23, 2020

Signature: \_\_\_\_\_

*Thomas Herrod*

Name of Officer: Thomas Herrod

Title of Officer: Assistant Commissioner – Workplace Regulations

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Filed with the Department of State on: 4/23/2020

*Tre Hargett*

Tre Hargett  
Secretary of State

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