

As Introduced

**134th General Assembly
Regular Session
2021-2022**

S. B. No. 244

Senator Williams

Cosponsors: Senators Maharath, Thomas



A BILL

To amend, for the purpose of adopting a new section 1
number as indicated in parentheses, section 2
4105.191 (4105.22), and to enact section 4105.23 3
of the Revised Code to amend the law regarding 4
elevators. 5

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 4105.191 (4105.22) be amended for 6
the purpose of adopting a new section number as indicated in 7
parentheses and section 4105.23 of the Revised Code be enacted 8
to read as follows: 9

Sec. ~~4105.191~~ 4105.22. Any person owning or operating any 10
elevator subject to this chapter shall file a written report 11
with the superintendent of industrial compliance within seventy- 12
two hours after the occurrence of any accident involving such 13
elevator which results in death or bodily injury to any person. 14

Sec. 4105.23. (A) (1) Any person owning or operating any 15
elevator required by the "Americans with Disabilities Act of 16
1990," 42 U.S.C. 12101, et seq., and subject to this chapter, 17
shall do both of the following immediately if that elevator goes 18

out of service: 19

(a) Deliver to the superintendent of industrial compliance 20
a written notice that the elevator is out of service; 21

(b) Post signs stating that the elevator is out of 22
service, the expected date the elevator is expected to return to 23
service or a statement that the date the elevator is expected to 24
return to service is not known, and the available modes of 25
travel between floors while the elevator is out of service. The 26
signs shall be posted at the entrance to the building and at 27
every entrance to the elevator that is out of service. 28

(2) (a) Any person owning or operating any elevator 29
required by the "Americans with Disabilities Act of 1990," 42 30
U.S.C. 12101, et seq., and subject to this chapter, that is out 31
of service, or expected to be out of service, for more than four 32
consecutive calendar days, shall provide reasonable 33
accommodations to allow individuals who rely on the elevator 34
service due to a disability to access the building and its 35
services. 36

(b) Notwithstanding section 1.14 of the Revised Code, for 37
the purposes of division (A) (2) (a) of this section, calendar 38
days shall be counted by including the first day an elevator is 39
out of service or expected to be out of service, whether a full 40
day or not, and including every subsequent day the elevator is 41
out of service or expected to be out of service, whether a full 42
day or not. 43

(3) Any person who has submitted a notice required by 44
division (A) (1) of this section shall notify the superintendent 45
of industrial compliance in writing immediately after the 46
elevator described in the original notice returns to service. 47

(B) The superintendent of industrial compliance shall 48
maintain a public list of elevators that are required by the 49
"Americans with Disabilities Act of 1990," 42 U.S.C. 12101, et 50
seq., subject to this chapter, and that are out of service. 51

(C) Within seventy-two hours after receiving a notice 52
required by division (A) (1) of this section, the superintendent 53
of industrial compliance shall contact the person owning or 54
operating the out-of-service elevator and inquire about the 55
status of repairs needed to bring the elevator back into 56
service. 57

(D) The superintendent may allow persons required to 58
provide written notices pursuant to divisions (A) (1) and (3) of 59
this section to provide the notices electronically such that 60
elevators are added to and removed from the list required by 61
division (B) of this section automatically. 62

Section 2. That existing section 4105.191 of the Revised 63
Code is hereby repealed. 64