

HOUSE No. 1491

By Mr. Cappucci of Boston, petition of Enrico Cappucci for legislation to provide for the establishment of an elevator constructor's examining board and relative to the powers and duties of said board. State Administration.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Forty-Five.

AN ACT TO PROVIDE FOR LICENSING OF ELEVATOR CONSTRUCTORS.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. No person, unless holding an elevator
2 constructor's license, as hereinafter provided, shall,
3 after the expiration of sixty days from the passing of
4 this act, work as an elevator constructor, main-
5 tenance man, or repairman, or engage in the art of
6 elevator, escalators, electric stairways work within
7 this commonwealth.

1 SECTION 2. There shall be a board to be called
2 the elevator constructor's examining board of Massa-
3 chusetts, which shall consist of three persons, one of
4 whom shall be chief of the public safety department,
5 another to be a journeyman, constructor, mainte-
6 nance or repairman, with at least five years' experi-

7 ence as a mechanic, and the third to be a representa-
8 tive of a company manufacturing elevators, escalators
9 and electric stairways, all of whom shall be appointed
10 by the governor.

11 They shall hold office for two years. Such members
12 shall be eligible for reappointment. In case of death
13 or resignation of any member, such vacancy shall be
14 filled by the governor. All shall have been residents
15 of Massachusetts for past five years.

1 SECTION 3. They shall employ as clerk a practical
2 elevator man, who is a wage earner and a citizen of
3 this commonwealth, who shall have been engaged
4 for at least five years in the elevator industry. He
5 shall receive such salary as shall be determined by
6 the board of examiners, subject to the approval of
7 the governor and council, and shall hold office for
8 three years. He shall be appointed by the governor.

9 The compensation for the clerk, and any traveling
10 and other necessary expenses for the board, shall be
11 paid from the treasury of the commonwealth.

1 SECTION 4. The state examiners may make neces-
2 sary rules for the proper performance of their duties.
3 They shall hold frequent examinations in the city of
4 Boston in each year, and they shall hold annual or
5 occasional examinations in other places in the state.
6 Public notice shall be given of all examinations to be
7 held.

1 SECTION 5. The examining board shall annually
2 on or before the first Wednesday in January transmit

3 to the secretary of the commonwealth, a report to
4 the general court of its doings.

1 SECTION 6. The fee for such examination shall be
2 five dollars for each applicant, and shall be paid into
3 the treasury of the commonwealth, to be renewed
4 each year; cost of renewal shall be one dollar if
5 renewed within thirty days, if not renewed within
6 thirty days, fee shall be five dollars.

1 SECTION 7. Each elevator constructor, mainte-
2 nance man or repairman, who at the time of the
3 passing of this act has been working for the period of
4 five years without direct and immediate supervision,
5 shall upon giving proof thereof to the examining board,
6 and upon application for such license, be entitled to
7 receive same.

8 Any person other than one mentioned in the last
9 preceding paragraph, who shall satisfy the examining
10 board that he has worked at the art of elevator, or
11 escalators, electric stairways work, as an apprentice,
12 under direct and immediate supervision for a period
13 of five years, shall be entitled to an elevator con-
14 structor's license on payment of the fee and passing
15 of the examination required by the examining board.

1 SECTION 8. No license issued under the provision
2 of this act shall be assignable or transferable.

1 SECTION 9. Any firm or corporation or employee
2 thereof, or any representative or officer of such firm,
3 individually engaging in the business hereinbefore
4 defined, without having complied with the provisions

5 of this act, shall be punished by a fine of not less than
6 fifty dollars nor more than three hundred dollars or
7 by six months' imprisonment.

1 SECTION 10. This act shall take effect upon its
2 passage except that its provisions imposing penalties
3 shall not become operative until the examining board
4 shall have organized and at least sixty days shall
5 have been allowed to enable applicants to secure
6 licenses.