

**ARTICLE 24.1-50  
CONVEYANCE DEFINITIONS, GENERAL STATEMENT OF POLICY, AND  
INTERPRETATIVE RULES**

Chapter  
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GENERAL PROVISIONS**

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**24.1-50-01-01. Definitions - Conveyance.**

As used throughout this title:

1. "Alteration" means any change to equipment, elevators, or other conveyances, including its parts, components, or subsystems thereof, other than maintenance, repair, or replacement in accordance with ASME A17.1-2019/CSA B44, including the altering, rebuilding, upgrading, or modernizing of elevators or other conveyances.
2. "ASME" means the American society of mechanical engineers.
3. "Board" means the North Dakota state electrical board established under this chapter.
4. "Conveyance" means any elevator, escalator, stairway chairlift, platform lift, stage lift, orchestra lift, hoist, dumbwaiter, moving walk, automated people mover, automated-type parking structure, wind turbine elevators, or other device used for moving people, materials, equipment, or other objects from one landing or location to another. Such devices include those covered by ASME A17.1-2019/CSA B44; ASME A18.1; ASME B20.1; Automated People Mover Standards; NFPA 88A; ANSI/ASSE 10.4; and ANSI/ASSE 10.5. The meaning of the terms for elevators, escalators, and other conveyance devices referenced includes the definitions provided in the referenced code sections, as applicable.
5. "Conveyance operation certificate" means a document consisting of one or more copies that certifies conveyance equipment was installed on premises or annually inspected by an elevator contractor and was done in strict compliance with all the provisions of North Dakota Century Code chapter 43-09 and all the requirements of the board.
6. "Correction order", also marked as FS, indicates a correction is necessary before installation may be considered approved by the board. It means a notice written by an inspector to the person responsible for the installation or annual inspection, stating violations and noncompliance of rules and regulations as listed shall be corrected within a designated time.

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**24.1-50-01-02. General statement of policy and interpretative rules.**

1. Purpose and scope. The purpose of these standards is the practical safeguarding of persons, buildings, and building contents from hazards arising from the use or control of conveyance equipment. It covers the mechanical and electrical installations and associated equipment

necessary for safe operation of conveyance equipment. The inspection of elevators and other conveyances subject to this chapter, must comply with the requirements of this chapter and applicable industry codes and standards as incorporated herein.

2. These standards, based on the ASME codes, are the result of years of experience and research to meet the demand for uniform standards to govern conveyance equipment in North Dakota, and provide basic rules for intelligent and uniform installation and inspection. Elevators and other conveyances subject to this chapter are further defined and regulated by applicable industry codes and standards including:
  - a. ASME A17.1-2019/CSA B44:19 Safety Code for Elevators and Escalators.
  - b. ANSI/ASSP A10.4-2016 Safety Requirements for Personnel Hoists and Employee Elevators on Construction and Demolition Sites.
  - c. ANSI/ASSP A10.5-2020 Safety Requirements for Material Hoists.
  - d. ASME A18.1-2023 Safety Standard for Platform Lifts and Stairway Chairlifts.
  - e. ASME B20.1-2024 Safety Standard for Conveyors and Related Equipment.
  - f. ASCE/ANSI 21-21-2021 Automated People Mover Standards.

The specific versions of industry codes and standards that apply to this chapter must be determined by the board and incorporated into administrative code.

3. All requirements contained herein must be given careful consideration to ensure greatest permanence, convenience, and safety. These standards do not constitute a design specification for any particular installation, or an instruction manual for untrained individuals. Skill and experience are necessary factors for a safe and adequate wiring installation. Whenever these requirements differ or are in conflict with the requirements of the board-adopted ASME edition and applicable articles in locally adopted codes or State Building Code pertaining to conveyance equipment, the more restrictive requirements are the minimum.
4. Severability. If any section, sentence or clause, or provision of this chapter or its applicability to any person or circumstances is held invalid, the remainder of this chapter and the application of such provision to other persons or circumstances is not affected by it.

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#### **24.1-50-01-03. Administrative powers and duties.**

1. The executive director, under the direction of the board, shall administer conveyance laws, rules, and standards of this state adopted by the board. The conveyance requirements of the ASME codes, and applicable articles in locally adopted codes or State Building Code pertaining to conveyance equipment. Whenever any action is taken by the executive director to enforce the provisions of any sections contained in these regulations, the act must be done in the name of and on behalf of the state.
2. The board-adopted conveyance regulations may be modified or waived by special permission in particular cases when such modification or waiver is specifically permitted or in particular cases when an advancement in the technology makes such modification or waiver advisable in the best interest of the people of North Dakota. Such "special permission", in all cases, must be obtained from the executive director in writing before the commencement of the work.

3. Whenever the board is authorized or mandated by law to inspect a conveyance installation, the inspector may enter upon land for the purpose of conducting the inspection. Except in emergency circumstances, the inspector shall request permission from the property owner or agent before entering a dwelling, other building, or other place so enclosed as manifestly to exclude intruders. If the landowner refuses to give permission, the board may request the district court of the district containing the property for an order authorizing the inspector to enter the property to conduct the inspection. Emergency circumstances include situations presenting imminent danger to health, safety, or property.
4. The board shall establish fee schedules for permits, certificates, inspections, and tests required under this chapter. The fees must reflect the actual costs and expenses to operate this department and to conduct the duties as described in this chapter.
5. The board shall create testing and inspection forms that must be based on current and existing national and state elevator industry safety regulations.

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