

HOUSE RESEARCH

Bill Summary

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Subject: Crane Operator Regulation

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Overview

The bill requires a construction crane operator, with specified exceptions, to be certified by a program and approved by the national commission for the certification of crane operators sets a civil money penalty for violating the bill.

Section

- 1 **Certification required.** Prohibits operating a construction crane with a capacity of five tons or more unless an individual is certified by an operator certification program approved by the national commission for the certification of crane operators. Prohibits anyone from letting an employee, agent, or independent contractor perform such work without certification.
- 2 **Exceptions.** Exempts from the bill (1) trainees under the supervision of a certified operator; (2) crane operators in the business on, or within one year of, the effective date of sections 1 to 5 as long as they get certified within one year after the effective date, (3) someone employed by a Class 1 or 2 railroad who is qualified by the employing railroad as a crane operator or boom operator, while performing work on property owned, leased, or controlled by the railroad, (4) an engineer or operator employed by public utilities or manufacturing plants or who is subject to the federal Mine Safety and Health Act, (5) someone engaged in agriculture, boating, fishing, or arboriculture, (6) a member of the armed forces or merchant marine while engaged in service work, (7) someone operating a crane for personal use on premises the individual owns or leases, and (8) anyone operating a crane in an attempt to remedy an emergency.
- 3 **Penalties.** Violation of section 1 to 2 is subject to a \$5,000 fine.