

2012 -- S 2259

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LC00915  
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2012

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A N A C T

RELATING TO LABOR AND LABOR RELATIONS - HOISTING ENGINEERS

Introduced By: Senators P Fogarty, Hodgson, Tassoni, Kettle, and Sosnowski

Date Introduced: January 26, 2012

Referred To: Senate Labor

It is enacted by the General Assembly as follows:

1           SECTION 1. Section 28-26-14 of the General Laws in Chapter 28-26 entitled "Hoisting  
2 Engineers" is hereby amended to read as follows:

3           **28-26-14. Persons and machinery exempt from chapter.** -- (a) The provisions of this  
4 chapter shall not apply to engineers under the jurisdiction of the United States, or engineers or  
5 operators employed by public utilities, and shall not apply to agriculturists, fishers, and  
6 horticulturists, [land trust and other land conservation organizations employees and volunteers](#), or  
7 to any ~~engine~~ [engineer](#) except one which operates a hoist, shovel, crane, or excavator.

8           (b) The provisions of this chapter shall not apply to powered industrial forklift trucks  
9 commonly referenced as forklifts, pallet trucks, rider trucks, fork trucks, or lift trucks. Operators  
10 of powered industrial forklift trucks (forklifts, pallet trucks, rider trucks, fork trucks, lift trucks)  
11 shall be required to possess employer certification or third party certification in general industry  
12 only. This does not apply to the construction field. Operators of powered industrial forklift trucks,  
13 in the construction field, shall be required to possess a Rhode Island State ~~Hoisting Engineer's~~  
14 ~~License~~ [hoisting engineer's license](#) along with an operator's certification.

15           SECTION 2. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF

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RELATING TO LABOR AND LABOR RELATIONS - HOISTING ENGINEERS

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1           This act would exempt land trust and other land conservation organizations employees  
2 and volunteers under the jurisdiction of the United States, or engineers or operators employed by  
3 public utilities, from the provisions of this chapter.

4           This act would take effect upon passage.

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