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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2022

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A N A C T

RELATING TO LABOR AND LABOR RELATIONS - HOISTING ENGINEERS

Introduced By: Representatives Edwards, Chippendale, Quattrocchi, Marszalkowski, and
Hawkins

Date Introduced: March 02, 2022

Referred To: House Corporations

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.**

4 (a) The provisions of this chapter shall not apply to engineers under the jurisdiction of the
5 United States, or engineers or operators employed by public utilities, and shall not apply to
6 agriculturists, fishers, horticulturists, and individuals utilizing ~~their personal farm~~ equipment [for](#)
7 [the purposes of](#) performing volunteer services on land trust property, [conservation property, or the](#)
8 [individual's personal real estate](#), or to any engine except one that operates a hoist, shovel, crane, or
9 excavator.

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

1 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

1 This act would provide that public engineers and other individuals utilizing equipment and
2 performing volunteer services on land trust property, conservation property, or the individual's
3 personal real estate would be exempt from the provisions of law relating to the licensing of hoisting
4 engineers.

5 This act would take effect upon passage.

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