



OFFICE OF THE GOVERNOR

KAY IVEY
GOVERNOR

STATE OF ALABAMA

DEPARTMENT OF LABOR

FITZGERALD WASHINGTON
SECRETARY OF LABOR

MEMORANDUM

August 16, 2022

To: Elevator Contractors

From: Edward Wiggins
Chief Elevator Inspector
649 Monroe Street
Montgomery, AL 36131

RE: Removal of State "Red Tags"

Our office has recently discovered multiple elevators which were previously locked out by a state inspector and listed as "out of service", locks removed and returned to service without notifying the State or being inspected.

On two occasions, the locks were found in the machine room.

This will no longer be tolerated. If an elevator has been "red tagged" or locked out by a State Inspector, the service company is required to obtain permission from the inspector to remove the "red tag" prior to service/repair and the unit will not be returned to service until it has passed inspection by a State Inspector.

If it is discovered that a "red tagged" elevator has had the tag removed, been repaired, and turned back over to the customer without notifying the inspector, the following fines and/or other actions (2) will be administered to the Contractor:

480-8-3-.04 Fee Schedule

(7) Lock Out Fee:

(a) unlock \$100.00

(b) **Tamper: Unauthorized tampering relock fee: \$500.00**

(2) **Administrative penalties issued under these rules shall not be construed to limit the authority of the administrator to issue orders, revoke permits, revoke licenses or take any other appropriate enforcement action in addition to the administrative fines.**

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480-8-4-.07 Administrative Penalties/Fines.

(1) In assessing the penalty for code violations, the administrator or administrator's designee shall consider the seriousness of the hazard, the number of people exposed to the hazard whether or not the violation was corrected after notification of its existence, and whether the person has been disciplined for the same or similar violation previously. When a monetary penalty is assessed the fine shall be as follows:

(d) Placing unit back in service, which has been "Red-Tagged" and placed out of service by an inspector, without first having the unit pass inspection. Any Offense: **\$1500.00**

If you have any questions, feel free to contact me at 334-956-7411.