



TEXAS DEPARTMENT OF LICENSING & REGULATION

P.O. Box 12157 • Austin, Texas 78711-2157

elevator@tdlr.texas.gov • www.tdlr.texas.gov

NEW TECHNOLOGY VARIANCE APPLICATION INSTRUCTIONS FOR ELEVATOR, ESCALATORS, AND RELATED EQUIPMENT

The Texas Health and Safety Code, Chapter 754, and Texas Administrative Code (TAC) Chapter 74 requires interested parties to request and obtain a New Technology Variance from the Department prior to the installation of any device, equipment, or technology not permitted by the currently adopted standards. [Section 74.120(a)]

The interested party making application for a New Technology Variance shall submit a fee of \$2,500.00 for each component, system, sub-system, function, or device for which a New Technology Variance is requested. [See Section 74.10(42) for the definition of a New Technology Variance.]

- 1.-2. Applicant Name/Title – Enter the name and title of the individual applying for the variance.
- 3.-8. Enter the information relating to the business location for which the variance is being requested.
9. Indicate whether or not the applicant is willing to appear in person regarding the application.
10. Indicate the number of variances being requested. Multiply the number of variances requested by \$2,500 and enter the total amount of fees to be attached to the application.
11. Sign and date the application.

Supporting Documents: Applications for a New Technology Variance(s) must be accompanied by supporting documentation and evidence that provide adequate proof to the Commission that compliance with the specific Texas Health and Safety Code, Chapter 754, and TAC, Chapter 74, have been met. Applications must include, but are not limited to the following proof, as applicable: [See Section 74.120(b)]

- a) An enumeration and description of all the requirements of the adopted standard for which a New Technology Variance is being requested (cite specific ASME Sections for each);
- b) Documentary evidence to support a claim of equivalence or superiority to the requirements of the adopted standard;
- c) Documentary evidence that the new technology is being, or may be considered, by the ASME Code Committee(s) for inclusion in a future standard;
- d) An estimated time frame for the approval of the new technology by the ASME Code Committee(s); and:
- e) Any additional supporting evidence deemed by the applicant to be necessary to assist in making a determination.

NOTE:

- Documents submitted with your application will not be returned. Keep a copy of your completed application, all attachments, and your check or money order. Do not send cash.
- Fees submitted are for processing/consideration of the variance request and are not refundable.
- Incomplete applications and illegible forms/documentation may delay or prevent processing.
- Applicant is required to cite specific ASME Sections for each variance requested.
- Applications received without the applicable fee will not be processed.
- The applicant will be notified of the Department's decision in writing.



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CAREFULLY READ THE INSTRUCTION PAGE BEFORE SUBMITTING YOUR VARIANCE APPLICATION

FORM MUST BE COMPLETED IN FULL

1. Applicant Name:		2. Title:	
Last, First, Middle Name, Suffix (Jr., Sr., III)			
3. Organization or Business Name:			
4. Mailing Address:			
Number, Street Name, Suite Number, City, State, Zip Code			
5. Business Phone:		6. Email Address:	
(Area Code) Phone Number			
7. Fax Number:		8. Additional Contact (Cell):	
(Area Code) Phone Number		(Area Code) Phone Number	
9. Is the applicant willing to appear in person before the Department regarding this application if requested? <input type="checkbox"/> Yes <input type="checkbox"/> No			
10. Number of new technology variances being requested: @ \$2,500 per request = Total Amount Enclosed: \$			
As applicable, I have enclosed the supporting documentation and evidence that provide adequate proof for the New Technology Variance(s) as detailed in the application instructions. To the best of my knowledge, all submitted information/documentation is true and correct.			
11. Applicant Signature/Date			

NOTE: An individual who completes and files this form with the Texas Department of Licensing and Regulation (the Dept.) is entitled to the following: 1) To be informed about the information that the Dept. collects about the individual, upon their request and subject to a few exceptions; 2) To receive and review the information, under Sections 552.021 and 552.023 of the Texas Govt. Code; and 3) To have the Dept. correct information about the individual that is incorrect, under Section 559.004 of the Texas Govt. Code. **Please provide your email address so the department may email license information and required notices to you. Your email address is confidential pursuant to the Texas Public Information Act, and the department will not share it with the public.

SEND YOUR COMPLETED APPLICATION, FEES, AND REQUIRED DOCUMENTS TO:

Texas Department of Licensing and Regulation
P.O. Box 12157
Austin, TX 78711-2157

For overnight delivery, the physical address is 920 Colorado, Austin, TX 78701.

For additional information and questions, please visit: [tdlr.texas.gov](https://ga.tdlr.texas.gov). You can request assistance or submit required attachments here: <https://ga.tdlr.texas.gov:1443/form/csgeneralinquiry> or fax (512) 463-9468. You may contact Customer Service Representatives by calling (800) 803-9202 (in-state only), or (512) 463-6599, Relay Texas – TDD: (800) 735-2989. Customer Service Representatives are available Monday through Friday from 7:00 a.m. until 6:00 p.m. Central Time (excluding holidays).