

STATEMENT OF SCOPE

Department of Commerce

Rule No. : Chapters Comm 2, 5 and 34

Relating to : Amusement Rides

1. Description of the objective of the rule.

The objective of the rule is to update the Administrative Code chapter Comm 34, Amusement Rides, to reflect current industry safety practices, and to evaluate administrative, and enforcement aspects of the program and to make permanent any emergency rules related to amusement rides. This may be accomplished in more than one rule-making endeavor.

2. Description of existing policies relevant to the rule and of new policies proposed to be included in the rule and an analysis of policy alternatives.

Chapter Comm 34 establishes minimum standards and practices for the design, construction, installation, operation, inspection and maintenance of amusement rides. The code also specifically addresses bungee jumping operations and go-kart, dune buggy and all-terrain vehicle operations.

The alternative of not revising the code would result in rules not being up-to-date with current industry practices, therein, possibly exposing amusement riders to greater risks.

3. Statutory authority for the rule.

The statutory authority for the rule is contained in sections 101.02(15)(h) to (j), 101.17 and 101.19(1)(b), Stats.

4. Estimate of the amount of time that state employees will spend to develop the rule and of other resources necessary to develop the rule.

The department estimates approximately 300 hours will be needed to perform the review and develop any needed rule changes. This time includes forming and meeting with an advisory council, drafting the rule changes and processing the changes through public hearings, legislative review, and adoption. The department will assign existing staff to perform the review and develop the rule changes, and no other resources will be needed.

5. Description of all entities that will be affected by the rule.

The rule will affect any entity, private or public, that owns and operates existing amusement rides. The rule will also affect any entity which proposes to design and install a new amusement ride.

6. Summary and preliminary comparison of any existing or proposed federal regulation that is intended to address the activities to be regulated by the rule.

The US Consumer Product Safety Commission under the Consumer Product Safety Act has jurisdiction over portable amusement rides. The commission has not developed any specific standard for portable amusement rides. At times the commission has issued various safety bulletins regarding operation, repair, maintenance or set-up for specific rides.

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DEPARTMENT OF COMMERCE

Mary P. Burke, Secretary

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DEPARTMENT OF COMMERCE

Mary P. Burke, Secretary