

## **8 AAC 78.530: Division of Labor Standards & Safety: Mechanical Inspections: Notification and inspection**

### **Question:**

Does the 30 day period mentioned in section (a) apply to the inspection certificate required in section (b)? Meeting requirements 1-6 in section (a) at least 30 days prior to opening is not a problem, but submitting an annual inspection report 30 days prior would be very difficult due to location, snow depth, and the seasonal nature of many zip line operations.

### **Answer:**

No. The proposed requirement in 8 AAC 78.530(a) is a one-time registration requirement prior to operating a zip line.

The proposed requirement in 8 AAC 78.530(b) regards annual inspections and certificates of operation. There is no requirement to have the device inspected any number of days prior to operation each year, however the operator must obtain an inspection in advance of the expiration of their previous certificate, or before the planned opening date for seasonal devices. Inspections are processed upon receipt from the inspector, and certificates of operation are available immediately when there are no outstanding compliance issues requiring correction. Certificates will not be issued for rides with outstanding compliance issues, so the operator should plan accordingly.

### **Question:**

If we do not think there is enough time to comply with the 30 day notification requirement before the start of the 2019 operating season, can we start working with the department now to obtain a variance from the requirement?

### **Answer:**

The department will work with operators individually prior to the start of the 2019 operating season to minimize disruption of the industry and ensure a smooth transition. Since the regulations have not been adopted, the department cannot currently work on implementing or granting variances to the proposed requirements. However, a variance should not be needed in this case.