

C.A.R.S.A. Board Meeting

MEETING MINUTES

Chicago, Illinois

September 13, 2013

1:30pm

Board Member Attendance: Dan Kirschner, Angelo Mazzenga, Linda Rhodes, Patty Sullivan, Tony Urbik

Board Members Absent: Dan Schwabe, Dennis Smith, Bill Sparks

Illinois Department of Labor (IDOL) Staff Attendance: Joe Costigan, Ryan Culton, Anjali Julka, Jim Preckwinkle, Ron Willis

Guest: Margaret Vaughn

Call to Order:

Dan Kirschner, chairperson, called the meeting to order at 1:30 pm

Approval of Minutes:

A motion was made by Dan Kirschner to approve to the Minutes and seconded by Linda Rhodes C.A.R.S.A. board member. The motion was passed.

Old Business

WOW Ball Sub Committee Update

Patty Sullivan and Linda Rhodes provided a brief overview of the Design and Construction of WOW Balls and Pools used with the WOW Balls. An outline Section 6000.360, Walk on Water Balls draft was given to those in attendance.

Ryan Culton gave a brief history of WOW Ball. The Committee is meeting through IDOL visits with a Wow Ball operator to obtain some sample of data. Linda is currently investigating some cleaning products that will work with hygiene standards. Also, the committee is looking at other states but still gathering data and gathering facts. Linda is requesting any other information. Dan Kirschner asked if there were any other studies on WOW Ball. Patty answered and stated other people on the committee including manufacturers, general interested people needed to be able to move forward. The language does not tell you that you should have an operator with each Wow Ball. It doesn't address netting and it is not data based yet. At minimum you need this in a safe environment. Patty Sullivan is little disappointed because she was not able to find more information or hard data. Ron Willis asked if we have specific guidelines on WOW Balls.

Dan Kirschner asked if collision injuries are an issue. Ryan responded a manufacturer might have this data. He stated if we make the area a confined place it would make it safer. The material of the ball is one thing but how we use it is another.

Patty stated with any ride if someone is misbehaving the Wow Ball can be stopped. Tony Urbik stated if you confined the space it will eliminate injuries. Patty also commented that sometimes the pool height and netting height is very important to prevent collision

Dan Kirschner added to review the WOW Ball on "You Tube" videos with a crowded amusement versus a small amusement park. The temperature is very important too with the WOW ball.

Ryan Culton stated that the WOW ball is temperature dependent. Most of the balls are filled up with an air pump. You can air condition the ball and it limits the ride to a time limit, so far outside of being in danger. The maximum amount of time is 6 to 8 minutes. The Committee looked at the data to test on a hot day and extended the data. If you can control the environment with physical limitations the water height and the netting it makes a difference. Linda is looking at the facts and data to see if there is more risk to the WOW Ball. Angelo questioned if the state has a ban of Wow Balls? Ryan responded positively and stated that California lets them operate. Patty responded that the committee is in the fact finding stage; limits on things maximum and minimum need to find out limits; how likely this is going to happen; esp. in collisions and how likely it is. Dan Kirschner stated that he thinks it depends on the weight and height and age of the person on the ball. Patty added that the water rollers because in general classifications; has to be on water. Tony Urbik concluded that there should be a prohibition to not use WOW Balls on land and they should only be used in a pool.

NEW Business:

Overview of SB 2184 Act-Amendments to the Carnival and Amusement Ride Safety Act (Effective August 23, 2013)

Joe Costigan gave an overview of SB2184 Act. The Illinois Department of Labor has put forward some legislatures sponsored by Senator Mulroe & Rep. Martwick:

There are five key pieces:

1. This Senate Bill allows the agency to react quickly.
2. The Senate Bill help us to streamline national and international safety standards
3. This Senate Bill is a special fund to department access to additional resources to help us with more resources in a changing world. For example in new technology, more training, more skilled development and so we can deal with new technology
4. This Senate Bill will provide due process to operators and administrative due holders. Right now we have to wait to do an appeal to shut down a ride; quicker turnaround; admin hearings to get those action more quickly
5. This Senate Bill has Liability insurance the statue that said that is was not up to standard; to \$1 million per occurrence and \$2 million per year.

The governor signed the bill and got it passed in August.

Joe stated that Jim Preckwinkle should be credited and we should be in-debited to him to helping shepherd things through.

ASTM F24 Conference

Ryan commented that he has ties into Wow Balls Conference in October in Scottsdale, AZ. Ryan will attend because he is in on sub-committee. He will meet face to face which will include more networking

and he believes in the benefit of this knowledge base. This Conference will help with more knowledge and networking. He stated that he wants to give credit to Director Costigan because he finds the money for training.

Director Costigan stated that the issue of public safety is important. Ryan will reap benefits in the department. Inspectors are trained with the concern of public safety. We are fortunate to have Ryan in our department.

Draft of Proposed rule changes and Incorporated Rules to Incorporate

Ron Willis gave an overview of the Proposed rule changes and Incorporated Rules to Incorporate. Ron stated that it is appropriate that the standards and issues of clarifications to do that. The part of legislative changes is to adopt ASTM standards. Now we have the right to adopt that might come out tomorrow vs. Wow Ball needs to come to JCAR process. On an individual standard we can make changes but Wow ball takes us significantly longer.

Ron Willis went through the changes on the Proposed PART 6000 "Carnival and Amusement Ride Safety Act".

6000-10 Definitions

"Operator" definition means a person, or agent of a person. ASTM 846-92 was withdrawn and did not replace.

6000-50 Permit, Inspection and Associated Fees

d) Expedited Permit Fee

A discussion on Expedited Permit Fee and Inspection fee is \$250 and \$500 for Inspections outside of Normal Business hours but an additional statement should be added for \$250 Expedited Fee.

Ron states we should change this to two separate paragraphs. The first one use "shall" or "may" if you add on between Expedited permit and Cancellation fee. Patty stated that it is not very clear and should be Expedited Site and Inspection Fee \$250 each; it just states Expedited Permit fee. Preliminary approval asking for a motion for two separate paragraphs one that states \$250 cancel fee and another \$250 expedited fee.

A motion was made by Dan Kirschner to approve the permit fee amounts with the caveat that 6000-50 d) change to have two separate paragraphs and seconded by Patty Sullivan. The motion was passed.

6000-80 Insurance

d) Bonds or insurance policies bearing a surplus line stamp shall not be accepted by the Department. Discussion was made on the fact that most are not licensed in the state and the issue is the protection to the consumer. If the insurance company should fill in the guarantee fund but they do not fund the Surplus line fee.

Dan Kirschner suggested that Tony Urbik and Ryan Culton work on a committee on the fact that it states "bearing a surplus line".

6000-100 Appeals of Permit Denials

c) Ron Willis stated that random drug testing should be done not just on paper. The requirements of the Act are not satisfied if the random drug testing procedure has not been implemented into practice.

6000-120 Requirements for Operation

A discussion about the attendant shall not be using cellular for personal use but the attendant needs to use cellular for a operation emergency.

Dan Kirschner stated that they should not be using the phone at all while the ride is operating only use cellular if it is an emergency

Ron said he will change the cellular use to only use for emergency use and not use it while the ride is operating.

Ryan commented it should be very clearly in writing that cellular phone is only used for emergency operation and not for personal use. The policy was not enforced in one example.

Patty agreed to have Ron change verbiage

6000-170 Maintenance

Patty pointed out that Daily Inspection and Maintenance are two different things

6000-280 Non-Destructive Testing

Took out as Directed by the Board

6000-300: Took out

6000-302 Outdoor and Indoor Concession Go-karts

Took out b)#2

Ron stated this did not make sense because it states 'Minimum width' should be Maximum

6000-3510 Haunted Houses

Ryan clarified why this Emergency Planning, Exits and Fire Protection was added to cover Haunted House.

A Motion by Dan Kirschner to Adjourn Meeting was concluded.

The next CARSA Board meeting is to be tentatively held in January 2014 in Springfield, IL.