

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
CORPORATIONS, SECURITIES, AND COMMERCIAL LICENSING BUREAU
DIRECTOR'S OFFICE

SKI AREA SAFETY - GENERAL RULES

Filed with the Great Seal on

These rules become effective 365 days after filing with the Secretary of State unless adopted under section 33, 44, or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

(By authority conferred on the director of the department of licensing and regulatory affairs by section 6 of 1962 PA 199, MCL 408.326; and Executive Reorganization Order Nos. 1991-9, 1996-2, 2003-1, 2008-4, and 2011-4, MCL 338.3501, 445.2001, 445.2011, 445.2025, and 445.2030).

R 408.65 and R 408.82 of the Michigan Administrative Code are amended, as follows:

R 408.65 Adoption of standards by reference.

Rule 5. A person shall construct, install, and operate a ski lift as prescribed in ANSI ~~standard~~ **standards B77.1-2011 and ANSI B77.1a-2012** ~~B77.1-2006~~ entitled "American National Standard for Passenger Ropeways – Aerial Tramways, Aerial Lifts, Surface Lifts, Tows and Conveyors - Safety Requirements," which is adopted **by reference** in these rules. ~~by~~. This standard may be purchased as an electronic download from the American national standards institute, Inc. at ~~www.ansi.org~~ <https://www.ansi.org> for **\$175** ~~125~~. It is available in ~~hardcopy or on compact disk~~ from the National Ski Areas Association (NSAA) (www.nsaa.org) at 133 S. Van Gordon Street, Suite 300, Lakewood, CO 80228, phone: (303) 987-1111 for **\$55** ~~\$60~~ for NSAA members and **\$175** ~~\$125~~ for non-members. The standards are available for ~~public~~ **inspection and distribution at cost from the Department of Licensing and Regulatory Affairs, Corporations, Securities, and Commercial Licensing Bureau**, at 2501 Woodlake Circle, Okemos, Michigan, 48864, phone: (517) 241-~~92219233~~.

R 408.82 Marking of closed runs; "regulatory symbol" defined.

Rule 22. (1) When a ski area is open for skiing and any ski run, slope, or trail is closed to skiing, the ski area operator shall mark the top of, or entrance to, each closed run, slope, or trail, **or that portion of each run, slope, or trail that is closed if less than the entire run, slope, or trail**, with a sign containing a regulatory symbol and the word "closed" in 3-inch or larger letters. The ski area operator shall place a fiber rope with flags, or mesh tape that is more than 3 inches in height, or a fence across the top of, or entrance to, the run, slope, or trail **or that portion of the run, slope, or trail** that is closed. The ski area operator shall place the flags on a fiber rope not more than 10 feet apart.

(2) As used in this rule, "regulatory symbol" means a circle or octagon that has contrasting colors around an image of a prohibited activity overlaid with a diagonal line.

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The ski area operator shall ensure that the inside height and width of the circle or octagon are not less than 6 inches.