

1 RCNY §3005-02

CHAPTER 3000

Elevators and Conveying Systems

Subchapter A

Amusement Devices

§3005-02 Definitions. For the purposes of this subchapter, the following terms are defined as follows:

Amusement device or ride. A device or combination of devices or elements that carry, convey, or direct a person(s) over or through a fixed or restricted course, or within a defined area, for the primary purpose of amusement or entertainment.

Exceptions. For the purposes of this subchapter, the following are not considered to be amusement devices:

- (a) Any single passenger, coin-operated amusement device that is manually, mechanically, or electrically operated, does not normally require the supervision or services of a device operator, and is customarily placed, individually or in groups, in a public location.
- (b) Locomotives weighing more than 7 tons (3178 kg), operating on a track of any length, the gage of which is 3 feet (914 mm) or greater, and the weight of which is 60 pounds (927.24 kg) per yard (1006 mm).

Amusement device operator. Any person or persons actually engaged in or directly controlling the operations of an amusement device or ride, including the start, stop or speed of the amusement device.

Amusement park. A temporary or permanent entertainment complex or park, offering various forms of entertainment, such as arcade games and amusement devices as well as food, drink, and souvenirs.

Amusement park operator. A person who manages or is in charge of the operations of one or more amusement devices and also one or more device operators.

Certificate of competency. A certificate issued by the Department to an amusement park operator who demonstrates his or her competence in operating an amusement device.

Certificate of compliance (“Green card”). A certificate issued by the Department for an amusement device that passes inspection by the Department.

Certificate of operation. A certificate issued to a device operator for a specific amusement device to certify that training on that device was provided by an amusement park operator who has received his/her certificate of competency for the same device.

Child. A person twelve (12) years of age and under.

Containing device. A strap, belt, bar, gate or other safety device that is not intended to provide physical support, but is designed to prevent accidental or unintentional ejection of a passenger from an amusement device.

Entry area (to amusement device). The area or gate where passengers form a line and hand in tickets prior to arriving at the loading area to get on the amusement device or ride.

Exit area (from amusement device). The area or gate where passengers depart from the ride area after leaving the unloading area.

Guardian. Any parent, custodian, supervisory companion, or other person responsible for the well-being and safety of another amusement device rider such as a minor, disabled person, or elderly person, while entering, riding, and exiting the amusement device and/or park.

Guardian restriction. A requirement placed on an amusement device by the manufacturer or amusement park operator that a rider must be accompanied by a guardian.

Height restriction. A minimum height requirement of passengers permitted to ride an amusement device.

Inflatable. An amusement device designed for uses that may include, but are not limited to, bouncing, climbing, sliding, or interactive play. An inflatable is made of flexible fabric, is kept inflated by continuous air flow by one or more blowers, and relies upon air pressure to maintain its shape.

Kiddie ride. An amusement ride designed primarily for use by children.

Loading/unloading area (of amusement device). The area(s) immediately next to the recreational or moving portion of the amusement device where passengers get on/off the amusement device.

Lock-out. The placement of a device, such as a lock, on an energy isolating device so that the energy isolating device and the equipment being controlled cannot be operated until the device is removed, typically accompanied by tag-out.

Manual(s). Information and instructions related to the operation, maintenance, inspection and test requirements of the amusement device. A manual is prepared by the amusement device manufacturer or, where the manufacturer's manual is not available, by a registered design professional.

Nondestructive test or testing (NDT). A general term used to identify inspection methods that allow for the evaluation of welds, structural members and joints without destroying their function.

Owner. A lessee or a person with legal title to one or more amusement devices.

Permanent. Lasting for a period of time exceeding fourteen (14) calendar days from the date of the issuance of a certificate of compliance.

Portable. An amusement device that may be relocated by mounting such a device on a motor vehicle or trailer; or an amusement device, including an inflatable amusement device, that requires additional assembly or support for its proper operation at the location where it is to be used.

Restraining device. A safety belt, harness, chair, bar or other device that provides actual physical support, retention or restraint to the passenger of an amusement device.

Signal person. A person who assists the amusement device operator in ensuring that all passengers have been loaded/unloaded and/or are secured with restraining/containing devices and signals the amusement device operator when the ride is safe to operate via hand or verbal signals.

Special amusement building. See Building Code Section BC 411.

Tag-out. The placement of a prominent warning device, such as a tag and means of attachment, on an energy isolating device to indicate that the energy isolating device and the equipment being controlled cannot be operated until the warning device is removed, typically accompanied by lock-out.

Temporary. Lasting for a period of time equal to or less than 14 calendar days from the issuance date of a certificate of compliance.