

# FINAL REGULATORY FLEXIBILITY ANALYSIS

## Department of Safety and Professional Services

RULE Chapter SPS 333

NO.:

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RELATING Passenger Ropeways

TO:

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1. The agency's reason for including or failing to include in the proposed rule any of the methods specified under s. [227.114 \(2\)](#) for reducing its impact on small businesses.

The proposed rule implements a national standard that many of the 50 ski and tubing facilities in the state have voluntarily complied with. The department determined there was no need to use any of the methods specified under s. 227.114 (2) for reducing the impact on small business in promulgating the proposed rules.

2. Summarize the issues raised by small businesses during the hearings on the proposed rule, any changes in the proposed rule as a result of alternatives suggested by small businesses and the reasons for rejecting any alternatives suggested by small businesses.

The Department did not receive any comments from small business during the time the proposed rules was posted for comments or during the public hearings. As result, the Department did not make any changes to the proposed rules in response to comments from small business.

3. The nature of any reports and the estimated cost of their preparation by small businesses that must comply with the rule.

The proposed rules do not impose any new or additional reports on small business.

4. The nature and estimated cost of other measures and investments that will be required of small businesses in complying with the rule.

If an existing passenger ropeway system would need to comply with the various retroactive requirements, the cost would depend upon the retroactive provisions involved and other variables including the type of passenger ropeway system, system manufacturer, the length of the system and the capacity of the system. Estimates, as provided by advisory council members, associated with the components of the various retroactive provisions are:

- communications, battery backup phone systems - \$200
- rollback devices and bullwheel brakes:
  - rollback detection device - \$2,800
  - automatic emergency hydraulic release system - \$1,500

- electronics - \$1,000

Some ski areas may need to replace signage to conform to the latest ANSI standard requirements. The typical cost of a sign is about \$40. Signs are subject to weathering and most ski areas account for replacement in their operating budgets

**5.** The additional cost, if any, to the agency of administering or enforcing a rule which includes any of the methods specified under s. [227.114 \(2\)](#).

The Department will incur no additional costs in administering or enforcing the proposed rules.

**6.** The impact on public health, safety and welfare, if any, caused by including in the rule any of the methods specified under s. [227.114 \(2\)](#).

The proposed rules revising Ch. SPS 333 did not establish any less stringent requirements specifically for small business but updated a national industry standard.