

Department of Industrial Relations
Division of Occupational Safety and Health
ELEVATOR, RIDE, AND TRAMWAY UNIT
Certification Section
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January 2, 2009

TO: Temporary Amusement Ride Owners/Operators

SUBJECT: Insurance (TAR-09-4)

This letter is to provide information and clarification of the insurance requirements for certificates to operate temporary amusement rides in the State of California. The Division recommends that you forward a copy of this notice to your insurance agent or broker.

The following insurance requirements are outlined in California Labor Code Section 7912:

“ No person shall operate an amusement ride unless there is in existence and on file with the Division a policy of insurance issued by a company licensed by the Department of Insurance to do business in the State of California, or by a non-admitted insurer employed by a surplus lines broker licensed by the Department of Insurance, in an amount of not less than **one million dollars (\$1,000,000.00) per occurrence** insuring the owner or operator against liability for injury suffered by persons riding the amusement ride.”

In meeting these Labor Code requirements, insurance documents submitted must meet the following standards:

Insurance must cover against liability for injury suffered by persons riding the amusement ride(s). Minimum limits of coverage are \$1,000,000.00 per occurrence. Sub-limits less than \$1,000,000.00 will not be accepted.

The Labor Code requires that a **complete insurance policy** be submitted for review. A certificate of insurance or a binder does not meet this requirement.

It is preferable that this insurance be issued by an insurance company licensed by the Department of Insurance.

Insurance policies issued by an insurance company that is non-admitted to do business in California must be signed by a licensed California Surplus Lines Broker or include a Countersignature Endorsement signed by a California Surplus Lines Broker.

A complete new policy must be submitted to the Division promptly upon the expiration of the existing policy. Permits may be revoked if a valid policy of insurance is not on file with the Division.

All insurance correspondence shall be mailed to the address at the top of this letter.

Michael Boyle
Senior Engineer
ERT Certification Section