



City of Chicago



O2016-5604

Office of the City Clerk

Document Tracking Sheet

Meeting Date:	7/20/2016
Sponsor(s):	Zalewski (23)
Type:	Ordinance
Title:	Amendment of Municipal Code Title 4 by adding new Chapter 4-355 regarding annual license requirements for portable audiovisual riggers
Committee(s) Assignment:	Committee on Workforce Development and Audit

ORDINANCE REGARDING LICENSING OF STAGEHANDS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:

SECTION 1. Section 4-5-010 of the Municipal Code of the City of Chicago is hereby amended by inserting the language underscored as follows:

<u>(36) Portable audiovisual rigger (4-355) per year</u>	<u>\$50.00</u>
<u>(37) Portable audiovisual rigger apprentice (4-355) per year</u>	<u>\$35.00</u>

SECTION 2. Title 4 of the Municipal Code of the City of Chicago is hereby amended by inserting Chapter 4-355, by adding the language underscored, as follows:

CHAPTER 4-355

PORTABLE AUDIOVISUAL RIGGERS

4-355-010 Definitions.

4-355-020 License – Required.

4-355-030 License – Nontransferability – Carrying.

4-355-040 License – Application.

4-355-050 License fee.

4-355-060 Issuance – Term.

4-355-070 Apprentice Riggers.

4-355-080 Regulations.

4-355-090 Violation – Penalty.

4-355-010 Definitions.

As used in this chapter:

"Certified Rigger" means an individual who possesses an industry certification in rigging from the Entertainment Technician Certification Program (ETCP) administered by the Entertainment Services and Technology Association, the Professional Lighting and Sound Association, or their successor organizations and is in good standing with the applicable organization.

"City" means City of Chicago.

"Commissioner" means commissioner of the Department.

"Department" means the department of buildings.

"Downrigger" means the portable audiovisual rigger who on the floor assembles and attaches the portable gear to the portable rigging equipment secured by the rigger.

"Mechanical portable audiovisual rigging" means the overhead suspension of portable chain hoists, cable hoists, truss systems and hydraulic systems, with a total combined capacity of one ton or more.

"Portable audiovisual rigging" means the temporary installation or operation of portable mechanical rigging and static rigging for the overhead suspension of portable audiovisual equipment, including, but not limited to: audio, video, lighting, backdrops, scenery and other effects at an outdoor special event. Portable audiovisual rigging does not include freight handling or the transportation of heavy equipment.

"Static portable audiovisual riggings" means the overhead suspension of portable dead-hung objects weighing at least 250 pounds per point of contact between the supporting structure and the portable audiovisual gear.

"Uprigger" means the portable audiovisual rigger who drops the points and secures the portable rigging equipment.

4-355-020 License – Required.

No person shall engage in the business of portable audiovisual rigging without first having obtained a portable audiovisual rigger's license.

4-355-030 License – Nontransferability – Carrying.

No transfer of ownership shall be allowed on any license issued under this chapter. The licensee shall carry his license on his person while engaged in portable audiovisual rigging. The failure to produce the portable audiovisual license or apprentice certificate upon request of the Commissioner, or his representative, while engaged in portable audio-visual rigging shall be a violation of this Chapter.

4-355-040 License – Application.

An application for a portable audiovisual license shall be made to the Commissioner on a form supplied by the Department, and shall be accompanied by the following:

(1) the applicant's full name, residence address, residence telephone number, business address and business telephone number;

(2) a description of the type of work in which the applicant will engage;

- (3) the license fee;
- (4) proof that the applicant is at least 18 years old;
- (5) evidence that the individual is a Certified Rigger; -and
- (6) any other information that the Commissioner may require.

To be eligible for a license the applicant must:

- (1) not have had his audiovisual rigger's license or comparable license suspended or revoked; provided, however, that upon good cause after a full investigation, the Commissioner may waive this prohibition; and
- (2) not have been convicted in the previous three years of operating a motor vehicle while intoxicated or for criminal possession, manufacture or distribution of a controlled substance.

4-355-050 License fee.

The license fee shall be as set forth in Section 4-5-010 of this Code.

4-355-060 License – Issuance – Term.

The Commissioner shall issue a portable audiovisual license to each applicant who submits a valid application. The license shall be for 1 to 4 years pursuant to rules issued by the Commissioner. The license is renewable upon payment of the license fee prior to, or within 3 months of, expiration of the license. Expired licenses are renewable within one year of expiration upon payment of a \$50.00 reinstatement fee, plus the applicable license fee.

The Commissioner may revoke, suspend or refuse to renew the license of any portable audiovisual rigger or the certificate of any apprentice who is found to be grossly negligent or incompetent with respect to portable audiovisual rigging; whose actions show repeated instances or carelessness or willful disregard for the health and safety of others while engaged in portable audiovisual rigging; or who misrepresents a material fact in applying for a portable audiovisual rigging license or apprentice certificate. No license shall be revoked or suspended except after a public hearing held on behalf of the department upon written notice and affording the portable audiovisual rigger or certified apprentice an opportunity to appear; provided that the Commissioner may issue a written order effective for up to ten days barring the rigger or apprentice from rigging when she has reason to believe the public safety is immediately threatened. The rigger or apprentice will be allowed to appear at a hearing in the ten day period to argue against any further sanction.

4-355-070 Apprentice Riggers.

The Commissioner shall issue an apprentice certificate to an eligible applicant for the performance of portable audiovisual rigging, under the direct supervision of a licensed rigger. Applicants must submit a notarized statement from a licensed portable audiovisual rigger, or an employer of riggers, stating that the applicant will be trained under the direct supervision of a

licensed portable audiovisual rigger; an application on a form specified by the Commissioner; meet the eligibility requirements to be a portable audiovisual rigger other than certification; and pay the application fee specified in Section 4-5-010 of this Code. The apprentice certificate shall be valid for one year and is renewable upon payment of the registration fee.

4-355-80 Regulations.

The Commissioner shall have the authority to promulgate rules and regulations necessary to implement the provisions of this Chapter.

4-355-90 Violation – Penalty.

Any person who engages in portable audiovisual rigging in violation of this Chapter shall be fined up to \$500.00 for each violation, with each day constituting a separate offense. Provided, however, that a licensed rigger or certified apprentice who is fined for failing to produce a rigger's license or apprentice certificate may have such fine reduced to no lower than \$50.00 by providing written proof of the license or certificate to the Commissioner.

Any person who knowingly employs, permits, or directs an unlicensed or uncertified person to engage in portable audio video rigging, or who knowingly employs, permits, or directs a licensed portable audiovisual rigger or certified apprentice to violate this Chapter, shall be subject to a fine of up to \$1,000 for each violation. Each day shall constitute a separate violation.

SECTION 3. Section 10-8-335 of the Municipal Code of the City of Chicago is hereby amended by adding the language underscored and deleting the language struck through, as follows:

(s) All rigging for an outdoor special event must be performed by a licensed rigger or an apprentice with a valid certificate pursuant to Section 4-355 of the Municipal Code. No person may employ, permit or direct anybody to engage in portable audiovisual rigging for an outdoor special event unless such a person holds a valid portable audiovisual rigger's license or apprentice certificate. If apprentices are engaged to work on the special event, there must be at least one uprigger and one downrigger as defined in Section 4-355 of the Code.

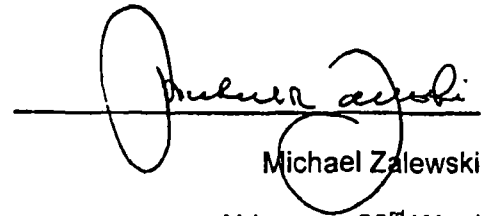
~~(e)~~ (t) in addition to any other appropriate department, the department of cultural affairs and special events is authorized to inspect the special event and may issue citations for any violation of this Code or any regulations pertaining to the operation of the special event, except for provisions currently enforced by the department of public health.

~~—(t)-(u)~~ - Any action of the department in denying or revoking a permit under this article shall be subject to judicial review as provided by law.

~~(u)~~ (v)- The commissioner of cultural affairs and special events, after consultation with other appropriate departments, shall have the authority to promulgate such rules and regulations that he determines are necessary or desirable for the implementation of this section. The rules and regulations need not be published in a newspaper, but shall be made available for inspection by the public at no charge.

SECTION 4. Effective Date.

This ordinance is effective upon passage and approval.



Michael Zalewski
Alderman, 23rd Ward