

# MAINE STATE LEGISLATURE

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# 129th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2019

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Legislative Document

No. 1136

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H.P. 825

House of Representatives, March 7, 2019

### **An Act To Provide Snow Sports Safety Information to Consumers**

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Reference to the Committee on Innovation, Development, Economic Advancement and Business suggested and ordered printed.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT  
Clerk

Presented by Representative MASTRACCIO of Sanford.  
Cosponsored by Senator GRATWICK of Penobscot and  
Representatives: COLLINGS of Portland, HANINGTON of Lincoln, MARTIN of Greene,  
WARREN of Hallowell, Senators: POULIOT of Kennebec, WOODSOME of York.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 32 MRSA §15217-A** is enacted to read:

3 **§15217-A. Ski area operator responsibilities**

4 **1. Definitions.** As used in this section, unless the context otherwise indicates, the  
5 following terms have the following meanings.

6 A. "Accident" means any incident resulting in one or more persons requiring direct  
7 transport by an air ambulance, ground ambulance or other mode of transport from the  
8 ski area to a medical facility.

9 B. "Anatomical locations of trauma" means the head, vertebrae, chest, abdomen,  
10 upper extremities or lower extremities.

11 C. "Glasgow Coma Scale" means a scoring system used to describe the level of  
12 consciousness of a person following a traumatic brain injury.

13 D. "Number of operational days" means the number of days a ski area is open for  
14 skiing during a season or defined period.

15 E. "Number of skiing days" means an accounting of the number of times a person  
16 purchases a tramway ticket or uses a season pass at a ski area over the course of a  
17 season or a defined period.

18 F. "Safety plan" means a written document that details all the governance,  
19 management and operational roles and responsibilities of a ski area, including  
20 standard processes, policies, procedures, practices, methods and materials  
21 consistently employed and subject to compliance monitoring by the ski area operator  
22 to prevent accidents and reduce the severity of injuries.

23 G. "Skiing" has the same meaning as in section 15217, subsection 1, paragraph B.

24 H. "Terrain difficulty rating" means the designation, related symbols and criteria  
25 used by a ski area to communicate the degree of difficulty of the terrain for skiing.

26 I. "Trauma score" means the trauma scoring system generally used by emergency  
27 medical professionals prior to transport, including the Glasgow Coma Scale, blood  
28 pressure, respiratory rate and evidence of external hemorrhage.

29 **2. Safety plan.** Beginning July 2020, and annually thereafter, a ski area operator  
30 shall create and maintain a safety plan. The safety plan must be accessible on the ski area  
31 operator's publicly accessible website, if it has a publicly accessible website, and must be  
32 available to a skier upon request.

33 **3. Accident reporting.** Beginning July 2020, and annually thereafter, a ski area  
34 operator shall produce a report that includes the number of operational days and the  
35 statistics on all skiing accidents from the previous year. The report must be accessible on  
36 the ski area operator's publicly accessible website, if it has a publicly accessible website,  
37 and must be available to a skier upon request. The report must include the following:

38 A. The number of accidents that occurred at the ski area to persons snowboarding;

