

## **FREQUENTLY ASKED QUESTIONS REGARDING AB 1775** **COMPLIANCE ON CAMPUS**

Recent legislation ([Assembly Bill 1775](#)- Ward. Occupational safety: live events) signed into law implements new workplace safety training and certification requirements for entertainment events vendors who produce live events at public events venues.

### **What is Assembly Bill 1775 (AB 1775)?**

Assembly Bill 1775 requires a contracting entity to require an entertainment events vendor to certify for its employees and employees of its subcontractors that those individuals have complied with specified training, certification, and workforce requirements, including that employees involved in the setting up, operation, or tearing down of a live event at its public events venue, as defined, have completed prescribed trainings of the United States Department of Labor's Occupational Safety and Health Administration. The bill would require the division to enforce those provisions by issuing a citation and a notice of civil penalty, as specified, and deposit those funds in the Occupational Safety and Health Fund.<sup>1</sup>

### **What businesses are considered "entertainment events vendors"?**

Entertainment events vendors are private employers that contract to set up, operate or tear down a live event at a public events venue. This includes any subcontracted employer involved in setting up, operating, or tearing down a live event. Direct employees of the public events venues are not required to fulfill the training and certification requirements of [Labor Code section 9251](#).

### **What is a public events venue?**

Under AB 1775, a public events venue is any of the following:

- a state-operated fairground
- a county fairground
- a state park
- **a California State University facility that hosts live events**
- a University of California facility that hosts live events
- **an auxiliary organization-run facility that hosts live events**

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#### **Source:**

[Bill Text - AB-1775 Occupational safety: live events. \(ca.gov\)](#)

[Safety on Staging for Live Events - Frequently Asked Questions | Cal/OSHA](#)

### **What is an "auxiliary organization"?**

Under AB 1775, an auxiliary organization is an entity associated with the California State University system or the University of California system. Auxiliary organizations are defined in [California Education Code section 89901](#).

### **What must a contracting entity do to comply with AB1775?**

A contracting entity shall require an entertainment events vendor to certify for its employees, and any subcontractors' employees, as part of the contract for production of any live event at its public events venue, both of the following:

- An employee of an entertainment events vendor involved in the setting up, operation, or tearing down of a live event at the venue has completed the Cal/OSHA-10, the OSHA-10/General Entertainment Safety training, or the OSHA-10 as applicable to their occupation.

One of the following applies:

- Heads of departments and leads have completed the Cal/OSHA-30, the OSHA-30/General Entertainment safety training, or the OSHA-30, and are certified through the Entertainment Technician Certification Program relevant to the task or tasks they are supervising or performing, or another certification program, as specified by the division.
- The entertainment events vendor certifies that its employees and any subcontractors' employees meet the conditions for a skilled and trained workforce.
- An entertainment events vendor shall certify in writing, and as part of the contract, that they have verified the training completion and certification requirements of all employees, and any subcontractor's employees, who will work on the setting up, operation, or tearing down of the event.

### **Does AB 1775 apply to direct employees of the public venue?**

The requirements of the certification section shall not apply to a direct employee of the public events venue.

### **What activities are included in "operating" a live event?**

Operating a live event includes activities such as operating lighting, sound, pyrotechnics, machinery, electrical apparatus, scenery, audiovisual equipment, or rigging.

### **What is the Cal/OSHA 10?**

Cal/OSHA-10 means a 10-hour course offered by a training provider that is authorized by an [OSHA Training Institute Education Center](#) to provide the course.

### **What is the OSHA-10 and OSHA-10/General Entertainment Safety?**

OSHA-10 means the [United States Department of Labor's Occupational Safety and Health Administration's 10-hour course on workplace health and safety](#).

OSHA-10/General Entertainment Safety means the [United States Department of Labor's Occupational Safety and Health Administration's 10-hour course on workplace health and safety specific to the entertainment and exhibition industries](#).

OSHA-authorized trainers issue course completion cards to students that successfully complete an OSHA Outreach Training Program class. The Outreach Training Program offers 10-hour or 30-hour classes for Construction and General industry, among others. To obtain an OSHA card, one must attend and successfully complete the entire class, including all required topics and the minimum number of hours. Please note that an OSHA card is not considered a certification or license.

### **What is the Cal/OSHA-30?**

Cal/OSHA-30 means a 30-hour course offered by a training provider that is authorized by an OSHA Training Institute Education Center to provide the course.

### **What is the OSHA-30 and OSHA-30/General Entertainment Safety?**

OSHA-30 means the United States Department of Labor's Occupational Safety and Health Administration's (OSHA) 30-hour course on workplace health and safety.

OSHA-30/General Entertainment Safety" means the United States Department of Labor's Occupational Safety and Health Administration's (OSHA) 30-hour course on workplace health and safety specific to the entertainment and exhibition industries.

OSHA-authorized trainers issue course completion cards to students that successfully complete an OSHA Outreach Training Program class. The Outreach Training Program offers 10-hour or 30-hour classes for Construction and General industry, among others. To obtain an OSHA card, one must attend and successfully complete the entire class, including all required topics and the minimum number of hours. Please note that an OSHA card is not considered a certification or license.

### **Who is considered the head of a department or a lead?**

Heads of departments and leads mean any worker that leads, supervises, or directs one or more workers in that same occupation and is employed in an occupation that may be certified by the Entertainment Services and Technology Association (ESTA) Entertainment Technician Certification Program.

### **What is the Entertainment Services and Technology Association (ESTA)?**

ESTA is the non-profit trade association for the entertainment technology industry. ESTA develops standards for entertainment crafts through a technical standards program accredited by the American National Standards Institute (ANSI).

### **What is a "skilled and trained workforce"?**

Skilled and Trained Workforce is defined by [California Public Contract Code Section 2601 \(d\)](#).

### **Is there a document that officially certifies an employer as having a skilled and trained workforce?**

No. There is no formal document that officially certifies an employer as having a skilled and trained workforce. The employer is responsible for determining whether its employees meet the criteria stated in Public Contracts Code section 2601(d).

### **What is the certification requirement under [Labor Code 9251](#)?**

An entertainment events vendor is required to certify in writing, as part of its contract with the contracting entity, that they have verified that their employees and subcontractors' employees have completed the applicable training and/or meet the criteria for a skilled and trained workforce.

### **Is there sample contract language?**

Yes. *"Contractor Certifies its employees and any subcontractor employees meet the conditions for a skilled and trained workforce in compliance with A 1775 for Occupational Safety for Live Events ([Labor Code Division 5, Part 14](#))"*

### **Who can a department call if they have questions regarding AB 1775 compliance?**

Departments can contact [Risk Management](#) or [Environmental Health and Safety](#) for additional information.