



LEGAL ALERT

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Charles P. Keller
602.382.6265
ckeller@swlaw.com
www.oshalawyer.net
vCard

Nevada OSHA to Inspect Performing Arts and Sporting Event Productions and Venues

by Charles P. Keller

Last month, Nevada OSHA implemented a revised Local Emphasis Program (LEP) targeted at employers in the performing arts, live entertainment, sports and related industries. According to the recently released LEP, industries under the North American Industrial Classification Systems with the industry code number 711 will be targeted. These industries are being targeted for inspection as a result of a high recordable injury rate supposedly occurring in the state of Nevada.

According to the LEP, a list of theatrical and stage production work sites to be targeted for inspection is being generated by Nevada OSHA from entertainment publications, websites and advertisements regarding upcoming conventions, shows, concerts and other productions. Additionally, for those venues and events that are less than 30 days in length from set up to completion, Nevada OSHA has announced that it will choose one such event each month to inspect. When

conducting an LEP inspection, Nevada OSHA states its primary areas of inspection will be hazards associated with setting up and tearing down the show or event. Inspectors will be reviewing anchor points, critical lifts, rigging and flying equipment, electrical safety, proper engineering and employee training records. However, based on LEP inspections conducted to date, it appears Nevada OSHA is conducting wall-to-wall type inspections of not only the production, but also the venue itself during such visits.

Reacting to such an LEP and interacting with compliance officers during this type of unique inspection takes special preparation and training. This announced LEP does not empower Nevada OSHA to simply enter any show, production, concert, sporting event or venue and initiate an inspection.

To review the previous and newly revised Local Emphasis Program, please [follow this link](#).

To understand this LEP in more detail, please join Snell & Wilmer for [a seminar regarding this issue](#) on October 20, 2011 in Snell & Wilmer's Las Vegas office.

If you have any questions about the content of this legal alert, you may contact the author or another Snell & Wilmer attorney by email or by calling 602.382.6000.

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