

FIRST REGULAR SESSION

SENATE BILL NO. 564

91ST GENERAL ASSEMBLY

INTRODUCED BY SENATORS ROHRBACH, RUSSELL AND CHILDERS.

Read 1st time February 27, 2001, and 1,000 copies ordered printed.

TERRY L. SPIELER, Secretary.

2154S.011

AN ACT

To repeal section 316.210, RSMo 2000, relating to amusement rides, and to enact in lieu thereof one new section relating to the same subject.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 316.210, RSMo 2000, is repealed and one new section enacted in lieu thereof, to be known as section 316.210, to read as follows:

316.210. 1. A person shall not operate an amusement ride unless the owner:

(1) Has the amusement ride inspected at least once annually by a qualified inspector, whom the owner or an insurer has provided to perform such inspection, and obtains from such qualified inspector written documentation that the inspection has been made and that the amusement ride meets nationally recognized inspection standards and is covered by the insurance required by subdivision (2) of this subsection;

(2) Has:

(a) An insurance policy currently in force written by an insurance company authorized to do business in this state in an amount of not less than one million dollars per occurrence;

(b) A bond in the same amount as such person's policy from paragraph (a) of this subdivision, provided that the aggregate liability of the surety under such bond shall not exceed the face amount of the bond; or

(c) Cash or other surety acceptable to the department;

(3) Files with the department the inspection report and certificate of insurance verifying the policy required by this section or a photocopy of such documentation or certificate; and

(4) Has been issued a state operating permit by the department and affixed such permit to the designated amusement ride. Such permit fee shall not exceed actual administrative costs.

2. The inspection required pursuant to subdivision (1) of subsection 1 of this section shall

be conducted at a minimum to meet the manufacturer's or engineer's recommendations.

3. The department shall maintain and provide owners with a list of qualified inspectors qualified to perform inspections pursuant to subsection 1 of this section. Should the department have no one qualified and reasonably available to perform inspections, the owner of the amusement ride shall inspect the amusement ride pursuant to subdivision (1) of subsection 1 of this section, and will be required to have the amusement ride reinspected within sixty days of being notified by the department of the availability of a qualified reasonably available inspector.

4. All fees collected pursuant to this section shall be deposited to the credit of the general revenue fund.

Unofficial

Bill

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