

House Bill 2531

Sponsored by Representative WITT (Presession filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Prohibits operation of amusement ride or device for more than 180 days during annual permit period unless inspected by Department of Consumer and Business Services or amusement ride inspector.

Requires operator of amusement ride or device to conduct daily visual inspection before placing ride or device in operation.

Requires operator of amusement ride or device moved to new location without obtaining new permit to conduct comprehensive inspection of ride or device before placing ride or device in operation.

Requires operator of amusement ride or device to maintain record of inspections and to make records available on request to Department of Consumer and Business Services or insurer or to law enforcement officer or safety inspector of location where ride or device is operated.

A BILL FOR AN ACT

1
2 Relating to the amusement industry; creating new provisions; and amending ORS 460.340.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. Section 2 of this 2015 Act is added to and made a part of ORS 460.310 to**
5 **460.370.**

6 **SECTION 2. (1) An amusement ride or device may not operate for more than 180 days**
7 **during an annual permit period unless the ride or device is inspected by the Department of**
8 **Consumer and Business Services or an amusement ride inspector. The inspection must take**
9 **place after the ride or device has operated for 160 or more days during the annual permit**
10 **period.**

11 **(2) Each day that an amusement ride or device operates, the operator shall conduct a**
12 **visual inspection of the ride or device in accordance with department rules before placing the**
13 **ride or device in operation.**

14 **(3) The operator of an amusement ride or device shall maintain a record of each in-**
15 **spection required under this section or ORS 460.340 (2)(b) and shall make the records avail-**
16 **able for inspection upon request to the department or the insurer of the ride or device or**
17 **to any law enforcement officer or safety inspector for a location where the amusement ride**
18 **or device operates. The operator shall maintain the inspection record for not less than three**
19 **years.**

20 **SECTION 3. ORS 460.340 is amended to read:**

21 *460.340. [Permits issued under ORS 460.330 are valid until the amusement ride or device is mate-*
22 *rially rebuilt or materially modified so as to change the original action of the said amusement ride or*
23 *device, but in no case for longer than one year after the date of issuance as follows:]*

24 (1) If an amusement ride or device is **materially rebuilt, or is** altered so as to change the ori-
25 ginal action of the [*said amusement*] ride or device, [*such amusement*] **the** ride or device shall be
26 subject to a new inspection and [*shall apply for*] **may not be placed in operation until** a new

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 permit **is issued** under ORS 460.330.

2 (2) *[If]* **Except as provided in subsection (1) of this section, a new permit is not required**
3 **for** an amusement ride or device **that** is moved and installed in another [*place but is not altered so*
4 *as to change the original action of the said amusement ride or device, no new permit shall be required;*
5 *provided, however,*] **location if:**

6 (a) A permit **for the ride or device** has been issued previously under ORS 460.330 and has not
7 been operative for longer than a one-year period[.]; **and**

8 (b) **The operator conducts a comprehensive inspection of the ride or device in accordance**
9 **with Department of Consumer and Business Services rules before placing the ride or device**
10 **in operation at the new location.**

11 **SECTION 4. Notwithstanding section 2 (1) of this 2015 Act, an amusement ride or device**
12 **described in section 2 (1) of this 2015 Act may continue in operation until 60 days after the**
13 **effective date of this 2015 Act without obtaining the inspection described in section 2 (1) of**
14 **this 2015 Act.**

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