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## PLAYGROUND EQUIPMENT SAFETY ACT

House Bills 5868 and 5869  
Sponsor: Rep. Beverly Hammerstrom  
Committee: Regulatory Affairs

Complete to 8-30-96

### A SUMMARY OF HOUSE BILLS 5868 and 5869 AS INTRODUCED 5-9-96

The bills would create the Playground Equipment Safety Act and would designate fines collected for violations of the act to the Children's Trust Fund.

House Bill 5868 would create the Playground Equipment Safety Act to require that a person engaged in the manufacture or assembly of public playground equipment in the state comply with standards set forth in the "Handbook for Public Playground Safety" published for the U.S. Consumer Products Safety Commission and in the "Standard Consumer Safety Performance Specification for Playground Equipment for Public Use, ASTM F1487-93" published by the American Society for Testing and Materials. Both publications would be incorporated by reference.

Violations of the bill would be subject to a civil fine of \$1,000 or less. Nonpayment of any fine or installment of a fine or costs could be remedied by means authorized under the Revised Judicature Act of 1961 (MCL 600.101 et al). Money collected under the bill would be deposited in the Children's Trust Fund within the state treasury.

"Person" would be defined as an individual, partnership, corporation, association, governmental entity, or other legal entity. "Public playground equipment" would include but not be limited to slides, climbers, seesaws, and swings that were designed for the recreational use of children and were located on public grounds.

House Bill 5869 would amend Public Act 249 of 1982 (MCL 21.171) to specify that any amounts received from civil fines imposed under the Playground Equipment Safety Act would be credited to the Children's Trust Fund. This would be in addition to amounts currently specified in the act appropriated under provisions of the Income Tax Act of 1967 (MCL 206.475) and the Child Abuse and Neglect Prevention Act (MCL 722.608).

The bills are tie-barred to each other.

Analyst: S. Stutzky

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