

HOUSE BILL No. 5890

May 27, 1998, Introduced by Reps. Jansen, Schermesser, Cherry, Schauer, Bogardus, Murphy, Curtis, LeTarte, McNutt, Godchaux, Sanborn, Green, Byl, McBryde, Jelinek, Sikkema, Gernaat, Cropsey, Bobier, Birkholz, DeVuyst, Middaugh, Voorhees and Perricone and referred to the Committee on Regulatory Affairs.

A bill to amend 1966 PA 225, entitled
"Carnival-amusement safety act of 1966,"
by amending section 2 (MCL 408.652), as amended by 1982 PA 35.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 2. As used in this act:
- 2 (a) "Carnival or amusement ride" means a device which car-
- 3 ries or conveys passengers along, around, or over a fixed or
- 4 restricted route or course for the purpose of giving its passen-
- 5 gers amusement, pleasure, thrills, or excitement. CARNIVAL OR
- 6 AMUSEMENT RIDE DOES NOT INCLUDE A HOBBY LOCOMOTIVE OPERATING ON
- 7 NARROW GAUGE TRACKS LESS THAN 24 INCHES AND POWERED BY STEAM,
- 8 ELECTRICITY, GAS, OR OTHER FUEL, WHETHER OR NOT IT IS OPERATED ON
- 9 THE OWNER'S PROPERTY.
- 10 (b) "Department" means the department of ~~licensing and~~
- 11 ~~regulation~~ CONSUMER AND INDUSTRY SERVICES.

1 (c) "Director" means the director of ~~licensing and~~
2 ~~regulation~~ THE DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES.

3 (D) "HOBBY" MEANS AN INTEREST OR ACTIVITY THAT A PERSON PUR-
4 SUES IN HIS OR HER LEISURE TIME.

5 (E) ~~(d)~~ "Operator" or "owner" means a person who owns or
6 controls or has the duty to control the operation of ~~an~~ A CAR-
7 NIVAL OR amusement ride and includes the state or any political
8 subdivision of the state.

9 (F) ~~(e)~~ "Special inspector commission" means an authoriza-
10 tion issued annually by the department that requires an operator,
11 owner, or representative of the owner or operator to perform
12 daily inspections of a carnival or amusement ride, to maintain a
13 daily inspection log, and to be present on the premises where the
14 ride is located while the ride is being operated.

15 Enacting section 1. This amendatory act does not take
16 effect unless Senate Bill No. _____ or House Bill No. _____
17 (request no. 06347'98 a) of the 89th Legislature is enacted into
18 law.