

SB2179



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

SB2179

Introduced 10/20/2015, by Sen. Ira I. Silverstein

SYNOPSIS AS INTRODUCED:

430 ILCS 85/2-2

from Ch. 111 1/2, par. 4052

Amends the Amusement Ride and Attraction Safety Act. Provides that "amusement ride" includes any water slide, as defined by the Swimming Facility Act.

LRB099 14301 MGM 38386 b

A BILL FOR

1 AN ACT concerning safety.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Amusement Ride and Attraction Safety Act is
5 amended by changing Section 2-2 as follows:

6 (430 ILCS 85/2-2) (from Ch. 111 1/2, par. 4052)

7 (Text of Section before amendment by P.A. 99-116)

8 Sec. 2-2. Definitions. As used in this Act, unless the
9 context otherwise requires:

10 1. "Director" means the Director of Labor or his or her
11 designee.

12 2. "Department" means Department of Labor.

13 3. "Amusement attraction" means an enclosed building or
14 structure, including electrical equipment which is an integral
15 part of the building or structure, through which people walk
16 without the aid of any moving device, that provides amusement,
17 thrills or excitement at a fair, carnival, or an amusement
18 enterprise, except any such enclosed building or structure
19 which is subject to the jurisdiction of a local building code.

20 4. "Amusement ride" means:

21 (a) any mechanized device or combination of devices,
22 including electrical equipment which is an integral part of
23 the device or devices, which carries passengers along,

1 around, or over a fixed or restricted course for the
2 primary purpose of giving its passengers amusement,
3 pleasure, thrills, or excitement;

4 (b) any ski lift, rope tow, or other device used to
5 transport snow skiers;

6 (c) (blank);

7 (d) any dry slide over 20 feet in height, alpine slide,
8 or toboggan slide;

9 (e) any tram, open car, or combination of open cars or
10 wagons pulled by a tractor or other motorized device which
11 is not licensed by the Secretary of State, which may, but
12 does not necessarily follow a fixed or restricted course,
13 and is used primarily for the purpose of giving its
14 passengers amusement, pleasure, thrills or excitement, and
15 for which an individual fee is charged or a donation
16 accepted with the exception of hayrack rides;

17 (f) any bungee cord or similar elastic device; or

18 (g) any inflatable attraction.

19 5. "Carnival" or "amusement enterprise" means an
20 enterprise which offers amusement or entertainment to the
21 public by means of one or more amusement attractions or
22 amusement rides.

23 6. "Fair" means an enterprise principally devoted to the
24 exhibition of products of agriculture or industry in connection
25 with which amusement rides or amusement attractions are
26 operated.

1 7. "Operator" means a person, or the agent of a person, who
2 owns or controls or has the duty to control the operation of an
3 amusement ride or an amusement attraction at a carnival,
4 amusement enterprise, or fair. "Operator" includes an agency of
5 the State or any of its political subdivisions.

6 8. "Carnival worker" or "amusement enterprise worker"
7 means a person who is employed (and is therefore not a
8 volunteer) by a carnival, amusement enterprise, or fair to
9 manage, physically operate, or assist in the operation of an
10 amusement ride or amusement attraction when it is open to the
11 public.

12 9. "Volunteer" means a person who operates or assists in
13 the operation of an amusement ride or amusement attraction for
14 an owner or operator without pay or lodging. An individual
15 shall not be considered a volunteer if the individual is
16 otherwise employed by the same owner or operator to perform the
17 same type of service as those for which the individual proposes
18 to volunteer.

19 10. "Inflatable attraction" means an amusement ride or
20 device designed for use that may include, but not be limited
21 to, bounce, climb, slide, or interactive play, which is made of
22 flexible fabric, is kept inflated by continuous air flow by one
23 or more blowers, and relies upon air pressure to maintain its
24 shape.

25 (Source: P.A. 98-541, eff. 8-23-13; 98-769, eff. 1-1-15.)

1 (Text of Section after amendment by P.A. 99-116)

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12 enterprise, except any such enclosed building or structure
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14 4. "Amusement ride" means:

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16 including electrical equipment which is an integral part of
17 the device or devices, which carries passengers along,
18 around, or over a fixed or restricted course for the
19 primary purpose of giving its passengers amusement,
20 pleasure, thrills, or excitement;

21 (b) any ski lift, rope tow, or other device used to
22 transport snow skiers;

23 (c) (blank);

24 (d) any dry slide, alpine slide, or toboggan slide;

25 (e) any tram, open car, or combination of open cars or
26 wagons pulled by a tractor or other motorized device which

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5 for which an individual fee is charged or a donation
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15 or more blowers, and relies upon air pressure to maintain its
16 shape.

17 (Source: P.A. 98-541, eff. 8-23-13; 98-769, eff. 1-1-15;
18 99-116, eff. 1-1-16.)

19 Section 95. No acceleration or delay. Where this Act makes
20 changes in a statute that is represented in this Act by text
21 that is not yet or no longer in effect (for example, a Section
22 represented by multiple versions), the use of that text does
23 not accelerate or delay the taking effect of (i) the changes
24 made by this Act or (ii) provisions derived from any other
25 Public Act.