

**Stricken language would be deleted from and underlined language would be added to the law as it existed
prior to this session of the General Assembly.
Act 924 of the Regular Session**

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005
4

A Bill

HOUSE BILL 1689

5 By: Representative Berry
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For An Act To Be Entitled

9 AN ACT TO SPECIFICALLY INCLUDE ROCK CLIMBING
10 WALLS IN THE DEFINITION OF AMUSEMENT RIDE; TO
11 ESTABLISH INSPECTION SCHEDULES FOR CERTAIN
12 AMUSEMENT RIDES AND ATTRACTIONS; AND FOR OTHER
13 PURPOSES.
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Subtitle

15 AN ACT TO AUTHORIZE THE DEPARTMENT OF
16 LABOR TO INSPECT ROCK CLIMBING WALLS.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code § 23-89-502 is amended to read as follows:
23 23-89-502. Definitions.

24 As used in this subchapter:

25 (1) "Amusement attraction" means any building or structure
26 around, over, and through which persons may be moved by vehicle or
27 mechanically driven device integral to the building or structure, and which
28 provides amusement, pleasure, thrills, or excitement, but this term does not
29 include theatres, museums, or enterprises principally devoted to the
30 exhibition of products of agriculture, industry, education, science,
31 religion, or the arts;

32 (2) "Amusement ride" means any mechanical device which carries
33 or conveys passengers along, around, or over a fixed route or course or
34 within a defined area for the purpose of giving the passengers amusement,
35 pleasure, thrills, or excitement and includes the following:



1 (A) Bungee rides or bungee operations which utilize as a
 2 component a bungee cord, which is an elastic rope made of rubber, latex, or
 3 other elastic-type materials whether natural or synthetic;

4 (B) "Go-kart", which means a ride in which a vehicle
 5 controlled or driven by patrons specifically designed for and run on a fixed
 6 course;

7 (C) Inflatable attractions such as "space walks",
 8 inflatable slides, or inflatable jousting or boxing rings; ~~and~~

9 (D) Any wave pool, water slide, or other similar
 10 attraction that totally or partially immerses a patron in water; and

11 (E) Artificial climbing walls;

12 (3) "Department" means the Department of Labor;

13 (4) "Director" means the Director of the Department of Labor;

14 (5) "Nondestructive testing" means the development and
 15 application of technical methods, including, but not limited to,
 16 radiographic, magnetic particle, ultrasonic, liquid penetrant,
 17 electromagnetic, neutron radiographic, acoustic emission, visual, and leak
 18 testing to examine materials or components in ways that do not impair their
 19 future usefulness and serviceability in order to:

20 (A) Detect, locate, measure, and evaluate discontinuities,
 21 defects, and other imperfections;

22 (B) Assess integrity, properties, and composition; and

23 (C) Measure geometrical characters; and

24 (6) "Owner" means any person who owns an amusement ride or
 25 attraction, or in the event that the amusement ride or attraction is leased,
 26 the lessee.

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 28 SECTION 2. Arkansas Code § 23-89-506(a)(4), concerning inspections and
 29 fees for amusement rides, is amended to read as follows:

30 (4)(A) Inflatable attractions, ~~and~~ self-contained mobile
 31 playgrounds, artificial climbing walls, and other patron propelled amusement
 32 rides or attractions shall be inspected every six (6) months, unless a more
 33 frequent schedule of inspections is established by regulation of the director
 34 for certain types of inflatable attractions and self-contained mobile
 35 playgrounds.

36 (B) Self-contained mobile playgrounds, artificial climbing

1 walls, and other patron propelled amusement rides or attractions shall be
2 inspected pursuant to subdivision (a)(4)(A) of this section only if such
3 playgrounds contain no mechanical or electrical parts, structures, or
4 additions such as blowers or lights.

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7 APPROVED: 3/18/2005
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