



General Assembly

Substitute Bill No. 74

February Session, 2006

* _____ SB00074PS _____ 030806 _____ *

AN ACT CONCERNING THE REGULATION OF AMUSEMENT RIDES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 29-133 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2006*):

3 When used in sections 29-134 to 29-142, inclusive:

4 (1) "Amusement" means any circus or carnival presented in the
5 open, including a place where one or more [mechanical] rides or
6 devices capable of accommodating [five or more persons] one or more
7 passengers and normally requiring the supervision or services of an
8 operator are presented for amusement or entertainment purposes, and
9 any circus, carnival or other portable show or exhibition presented
10 under any single tent, air-supported plastic or fabric or other portable
11 shelter, and involving the assembly of one hundred or more persons.
12 "Amusement" does not include an inflatable device leased for private
13 residential use;

14 (2) "Commissioner" means the Commissioner of Public Safety;

15 (3) "Insurance commissioner" means the state Insurance
16 Commissioner;

17 (4) "Grandstand" means any structure, either with or without a roof,
18 providing seating for one hundred or more persons;

19 (5) "Owner" means the proprietor, operator, agent or possessor of
20 such amusement;

21 (6) "Tent" means any structure with or without side panels having
22 wood or metal supports and using any kind of a textile or similar
23 material for coverage, and having a capacity sufficient to shelter one
24 hundred or more persons or covering a ground area of more than one
25 thousand two hundred square feet.

26 Sec. 2. Section 29-136 of the general statutes is repealed and the
27 following is substituted in lieu thereof (*Effective October 1, 2006*):

28 (a) [On] Upon receipt of an application for an amusement license,
29 the Commissioner of Public Safety or the commissioner's designee
30 shall [cause a full investigation and inspection of] investigate and
31 inspect in full the location, equipment, paraphernalia, mechanical
32 amusement rides and devices in respect to such amusement and all
33 other matters relating thereto [to be made] and shall determine
34 whether or not such amusement will be reasonably safe for public
35 attendance and may make reasonable orders concerning alterations,
36 additions or betterments to the equipment, paraphernalia, mechanical
37 amusement rides and devices, and concerning the character and
38 arrangement of the seating, means of egress, lighting, fire-fighting
39 appliances, fire and police protection and such other provisions as
40 shall make the amusement reasonably safe against both fire and
41 casualty hazards.

42 (b) When any serious physical injury, as defined in subdivision (4)
43 of section 53a-3, or death occurs in connection with the operation of
44 any amusement ride or device, the owner of such ride or device shall,
45 within four hours after such occurrence, report the injury or death to
46 the commissioner or [his] the commissioner's designee. [Within] Not
47 later than four hours after receipt of any such report, the commissioner
48 or [his] the commissioner's designee shall cause an investigation of the
49 occurrence and an inspection of the ride or device to determine the
50 cause of such serious physical injury or death. The commissioner or

51 [his] the commissioner's designee may enter into any place or upon
52 any premises so licensed in furtherance of such investigation and
53 inspection. Unless otherwise authorized by the commissioner, no
54 amusement ride or device subject to the provisions of this chapter may
55 be operated or altered nor shall it be removed from the location where
56 such injury or death occurred for seventy-two hours after the time of
57 the receipt of the report.

58 (c) The Commissioner of Public Safety may grant variations from, or
59 approve equivalent or alternate compliance with, particular provisions
60 of this section or any regulation adopted under the provisions of
61 subsection (d) of this section where strict compliance with such
62 provisions would entail practical difficulty or unnecessary hardship, or
63 is otherwise adjudged unwarranted, provided any such variation or
64 approved equivalent or alternate compliance shall, in the opinion of
65 the Commissioner of Public Safety, secure the public safety.

66 [(c)] (d) The commissioner may adopt regulations in accordance
67 with the provisions of chapter 54 to carry out the provisions of this
68 section.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2006	29-133
Sec. 2	October 1, 2006	29-136

PS *Joint Favorable Subst.*