



Rep. Martin J. Moylan

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LRB099 10971 MGM 32563 a

1 AMENDMENT TO HOUSE BILL 3359

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 3359 by replacing  
3 everything after the enacting clause with the following:

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

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

11 2. "Department" means Department of Labor.

12 3. "Amusement attraction" means an enclosed building or  
13 structure, including electrical equipment which is an integral  
14 part of the building or structure, through which people walk  
15 without the aid of any moving device, that provides amusement,  
16 thrills or excitement at a fair, carnival, or an amusement

1 enterprise, except any such enclosed building or structure  
2 which is subject to the jurisdiction of a local building code.

3 4. "Amusement ride" means:

4 (a) any mechanized device or combination of devices,  
5 including electrical equipment which is an integral part of  
6 the device or devices, which carries passengers along,  
7 around, or over a fixed or restricted course for the  
8 primary purpose of giving its passengers amusement,  
9 pleasure, thrills, or excitement;

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

12 (c) (blank);

13 (d) any dry slide ~~over 20 feet in height~~, alpine slide,  
14 or toboggan slide;

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

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

24 (g) any inflatable attraction.

25 5. "Carnival" or "amusement enterprise" means an  
26 enterprise which offers amusement or entertainment to the

1 public by means of one or more amusement attractions or  
2 amusement rides.

3 6. "Fair" means an enterprise principally devoted to the  
4 exhibition of products of agriculture or industry in connection  
5 with which amusement rides or amusement attractions are  
6 operated.

7 7. "Operator" means a person, or the agent of a person, who  
8 owns or controls or has the duty to control the operation of an  
9 amusement ride or an amusement attraction at a carnival,  
10 amusement enterprise, or fair. "Operator" includes an agency of  
11 the State or any of its political subdivisions.

12 8. "Carnival worker" or "amusement enterprise worker"  
13 means a person who is employed (and is therefore not a  
14 volunteer) by a carnival, amusement enterprise, or fair to  
15 manage, physically operate, or assist in the operation of an  
16 amusement ride or amusement attraction when it is open to the  
17 public.

18 9. "Volunteer" means a person who operates or assists in  
19 the operation of an amusement ride or amusement attraction for  
20 an owner or operator without pay or lodging. An individual  
21 shall not be considered a volunteer if the individual is  
22 otherwise employed by the same owner or operator to perform the  
23 same type of service as those for which the individual proposes  
24 to volunteer.

25 10. "Inflatable attraction" means an amusement ride or  
26 device designed for use that may include, but not be limited

1 to, bounce, climb, slide, or interactive play, which is made of  
2 flexible fabric, is kept inflated by continuous air flow by one  
3 or more blowers, and relies upon air pressure to maintain its  
4 shape.

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

6 Section 99. Effective date. This Act takes effect January  
7 1, 2016."