

# **WEST VIRGINIA LEGISLATURE**

**2016 REGULAR SESSION**

**Introduced**

## **Senate Bill 509**

BY SENATORS CARMICHAEL AND BLAIR

[Introduced February 4, 2016;

Referred to the Committee on Government Organization.]



1 A BILL to amend and reenact §21-10-6 of the Code of West Virginia, 1931, as amended, relating  
2 to when Division of Labor must inspect amusement rides and amusement attractions.

*Be it enacted by the Legislature of West Virginia:*

1 That §21-10-6 of the Code of West Virginia, 1931, as amended, be amended and  
2 reenacted to read as follows:

**ARTICLE 10. AMUSEMENT RIDES AND AMUSEMENT ATTRACTIONS SAFETY ACT.**

**§21-10-6. Permits; application; annual inspection.**

1 No operator or owner may knowingly permit the operation of an amusement ride or  
2 amusement attraction without a permit issued by the division. Each year, and at least fifteen days  
3 before the first time the amusement ride or amusement attraction is made available in this state  
4 for public use, an operator or owner shall apply for a permit to the division on a form furnished by  
5 the division and containing any information the division may require. The division shall, upon  
6 application and ~~within ten days of~~ before the first time the ride or attraction is made available in  
7 this state for public use, inspect all amusement rides and amusement attractions. The division  
8 shall inspect all stationary rides and attractions at least once every year. The division may inspect  
9 all mobile amusement rides and amusement attractions each time they are disassembled and  
10 reassembled for use in this state. The division may conduct inspections at any reasonable time  
11 without prior notice: *Provided*, That in lieu of performing its own inspection the division may accept  
12 inspection reports from special inspectors certified by the division.

NOTE: The purpose of this bill is remove the ten-day requirement the Division of Labor has to inspect amusement rides and amusement attractions. The division would have to make the inspection before the first time the ride or attraction is made available in this state for public use.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.