HOUSE RESEARCH =

Bill Summary =

FILE NUMBER: H.F. 1746 **DATE:** March 1, 2010

Version: First engrossment

Authors: Bigham

Subject: Regulation of inflatable amusement device businesses

Analyst: Tom Pender (651) 296-1885

This publication can be made available in alternative formats upon request. Please call 651-296-6753 (voice); or the Minnesota State Relay Service at 1-800-627-3529 (TTY) for assistance. Summaries are also available on our website at: www.house.mn/hrd.

Overview

This bill would regulate for-profit businesses that provide access to inflatable amusement devices used to bounce or otherwise play on, located at a permanent business location.

Section

1 Inflatable amusement equipment.

- **Subd. 1. Definitions.** Defines the terms "commercial use," "inflatable," "owner," "person," "supervisor," and "trained." The definition of "commercial use" excludes situations in which the business rents out inflatables to be used at a location other than the business's permanently-located facility.
- **Subd. 2. Prohibition.** Prohibits providing an inflatable in commercial use unless the owner of the inflatable complies with this section.
- **Subd. 3. Protection against injuries from falls.** Requires that an inflatable in commercial use must be placed in a manner that complies with the applicable requirement of the American Society for Testing and Materials, including future updates.
- **Subd. 4. Supervision by trained person required.** Requires that a trained supervisor be present close to the inflatable and actively supervise its use. Requires that there be at least one supervisor for each inflatable being used.
- **Subd. 5. Insurance required.** Requires the owner of an inflatables business to have liability insurance covering death or injury to customers while using the facility. Requires coverage limits of at least \$1,000,000 per occurrence and \$2,000,000 total per year. Requires that the insurance include medical payments coverage of at least \$5,000 per occurrence, which may be limited to injuries that occur while using the inflatable. Requires that the insurance be issued by an insurance company authorized

to issue insurance in Minnesota and that the insurance company be required to notify the commissioner of labor and industry if the insurance is terminated by either the business or the insurance company.

Subd. 6. Registration required. Requires the owner of an inflatables business to be registered with the Department of Labor and Industry. Specifies the information that must be provided in order to be registered. Requires a registration fee of \$100 for a two-year registration period. Requires the registered business to promptly notify the Department of Labor and Industry of any changes in the information the business provided when it registered.

Subd. 7. Enforcement. Requires the Department of Labor and Industry to enforce this section of law and gives the department the enforcement powers it has for its other responsibilities, including suspension or revocation of registration and assessment of fines.

Effective date. Makes the law effective August 1, 2010.