

By: Turner

H.B. No. 2254

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the regulation of trampoline courts as amusement rides.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Section 2151.002, Occupations Code, is amended  
5 by amending Subdivision (1) and adding Subdivisions (7) and (8) to  
6 read as follows:

7 (1) "Amusement ride" means a mechanical device that  
8 carries passengers along, around, or over a fixed or restricted  
9 course or within a defined area for the purpose of giving the  
10 passengers amusement, pleasure, or excitement or a trampoline  
11 court. The term does not include:

- 12 (A) a coin-operated ride that:  
13 (i) is manually, mechanically, or  
14 electrically operated;  
15 (ii) is customarily placed in a public  
16 location; and  
17 (iii) does not normally require the  
18 supervision or services of an operator;

19 (B) nonmechanized playground equipment,  
20 including a swing, a seesaw, a stationary spring-mounted animal  
21 feature, a rider-propelled merry-go-round, a climber, a playground  
22 slide, a trampoline that is not part of a trampoline court, or a  
23 ~~and~~ physical fitness device; or

24 (C) a challenge course or any part of a challenge

1 course if the person who operates the challenge course has an  
2 insurance policy currently in effect written by an insurance  
3 company authorized to do business in this state or by a surplus  
4 lines insurer, as defined by Chapter 981, Insurance Code, or has an  
5 independently procured policy subject to Chapter 101, Insurance  
6 Code, insuring the operator against liability for injury to persons  
7 arising out of the use of the challenge course, in an amount not  
8 less than:

9 (i) for facilities with a fixed location:

10 (a) \$100,000 bodily injury and  
11 \$50,000 property damage per occurrence, with a \$300,000 annual  
12 aggregate; or

13 (b) a \$150,000 per occurrence  
14 combined single limit, with a \$300,000 annual aggregate; and

15 (ii) for facilities other than those with a  
16 fixed location:

17 (a) \$1,000,000 bodily injury and  
18 \$500,000 property damage per occurrence; or

19 (b) \$1,500,000 per occurrence  
20 combined single limit.

21 (7) "Trampoline court" means a commercial facility  
22 with a defined area containing one or more trampolines or a series  
23 of trampolines or a trampoline court foam pit or a series of  
24 trampoline court foam pits. The term does not include a gymnastic  
25 training facility that only uses trampolines or trampoline court  
26 foam pits during the supervised instruction of gymnastic skills.

27 (8) "Trampoline court foam pit" means a trampoline

1 dismount area filled with loose, impact-absorbing foam blocks.

2 SECTION 2. The commissioner of insurance shall adopt rules  
3 necessary to implement the changes in law made by this Act not later  
4 than December 1, 2023.

5 SECTION 3. Notwithstanding the changes in law made by this  
6 Act, a person operating a trampoline court that was in operation  
7 before December 1, 2023, is not required to satisfy the  
8 requirements for operation under Section [2151.101](#), Occupations  
9 Code, before March 1, 2024.

10 SECTION 4. (a) Except as provided by Subsection (b) of this  
11 section, this Act takes effect December 1, 2023.

12 (b) Sections 2 and 3 of this Act take effect September 1,  
13 2023.