

By: Barrientos

S.B. No. 636

A BILL TO BE ENTITLED

AN ACT

relating to excluding a challenge course used for educational purposes from regulation as an amusement ride.

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

SECTION 1. Section 2151.002(1), Occupations Code, is amended to read as follows:

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

(A) a coin-operated ride that:

(i) is manually, mechanically, or electrically operated;

(ii) is customarily placed in a public location; and

(iii) does not normally require the supervision or services of an operator; ~~or~~

(B) nonmechanized playground equipment, including a swing, seesaw, stationary spring-mounted animal feature, rider-propelled merry-go-round, climber, playground slide, trampoline, and physical fitness device; or

(C) a challenge course, which may include logs, tires, platforms, beams, bridges, poles, ladders, nets, climbing

1 walls, climbing towers, traverses, cables, swings, or zip lines,
2 that is constructed and used for educational purposes.

3 SECTION 2. This Act takes effect immediately if it receives
4 a vote of two-thirds of all the members elected to each house, as
5 provided by Section 39, Article III, Texas Constitution. If this
6 Act does not receive the vote necessary for immediate effect, this
7 Act takes effect September 1, 2005.