

By: Turner

H.B. No. 3481

A BILL TO BE ENTITLED

AN ACT

relating to the regulation of trampoline courts; providing injunctive relief.

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

SECTION 1. Subtitle D, Title 13, Occupations Code, is amended by adding Chapter 2152 to read as follows:

CHAPTER 2152. REGULATION OF TRAMPOLINE COURTS

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 2152.001. DEFINITIONS. In this chapter:

(1) "Commissioner" means the commissioner of insurance.

(2) "Department" means the Texas Department of Insurance.

(3) "Operator" means a person who supervises or directly controls the operations of a trampoline court.

(4) "Owner" means a person who owns, leases, controls, or manages the operations of a trampoline court.

(5) "Qualified inspector" means an individual who has successfully completed qualified training from a third party, which may include successful completion of a Level I certification issued by the National Association of Amusement Ride Safety Officials or a Level I certification issued by the Amusement Industry Manufacturers and Suppliers International.

(6) "Trampoline court" means a commercial facility

1 with a defined area containing one or more trampolines, a series of  
2 institutional trampolines, a trampoline court foam pit, or a series  
3 of trampoline court foam pits. The term does not include a  
4 gymnastic training facility that only uses trampolines or  
5 trampoline court foam pits during the supervised instruction of  
6 gymnastic skills.

7 (7) "Trampoline court foam pit" means a  
8 combination-style dismount area filled with loose,  
9 impact-absorbing foam blocks.

10 SUBCHAPTER B. DEPARTMENT POWERS AND DUTIES

11 Sec. 2152.051. GENERAL POWERS AND DUTIES. The commissioner  
12 shall administer and enforce this chapter.

13 Sec. 2152.052. INFORMATION REQUEST. (a) The department  
14 may request from the owner or operator of a trampoline court open to  
15 the public information concerning whether the trampoline court  
16 insurance required by this chapter is in effect.

17 (b) The person shall respond to the information request not  
18 later than the 30th day after the date the department submits the  
19 request.

20 SUBCHAPTER C. OPERATION OF TRAMPOLINE COURTS

21 Sec. 2152.101. REQUIREMENTS FOR OPERATION. (a) A person  
22 may not operate a trampoline court unless the person:

23 (1) has a qualified inspector inspect the trampoline  
24 court at least once each year;

25 (2) obtains written certification from the insurer or  
26 contracted person stating the trampoline court:

27 (A) has been inspected; and

1           (B) meets the standards for insurance coverage;  
2           (3) has in effect a combined single limit or a split  
3 limit insurance policy written by an insurance company authorized  
4 to conduct business in this state or by an eligible surplus lines  
5 insurer, as defined by Section 981.002, Insurance Code, or has an  
6 independently procured policy subject to Chapter 101, Insurance  
7 Code, insuring the owner or operator against liability for injury  
8 to persons arising out of the use of the trampoline court in an  
9 amount of not less than \$1 million in aggregate for all liability  
10 claims occurring in a policy year; and

11           (4) files with the commissioner, as required by this  
12 chapter, the inspection certificate and the insurance policy or a  
13 photocopy of the certificate or policy authorized by the  
14 commissioner.

15           (b) The inspection certificate and the insurance policy  
16 must be filed with the department:

17           (1) before July 1 of each year; or

18           (2) for a trampoline court inspected more than once a  
19 year, not later than the 15th day after the date of each inspection.

20           (c) A local government may satisfy the insurance  
21 requirement prescribed by Subsection (a) by obtaining liability  
22 coverage through an interlocal agreement.

23           Sec. 2152.102. INSPECTION REQUIREMENTS; MINIMUM STANDARDS.

24           (a) The inspection required by this chapter must determine whether  
25 a trampoline court is designed, constructed, installed,  
26 maintained, operated, and repaired in accordance with the ASTM  
27 International standards adopted by the ASTM International

1 Committee F24, as published in the Annual Book of ASTM Standards,  
2 Volume 15.07.

3 (b) A trampoline court may not be operated in this state  
4 unless nondestructive testing of the trampoline court has been  
5 conducted, as applicable:

6 (1) in accordance with the recommendations of the  
7 trampoline court's manufacturer; or

8 (2) in conformance with standards at least equivalent  
9 to those of the standards adopted by the ASTM International  
10 Committee F24, as published in the Annual Book of ASTM Standards,  
11 Volume 15.07.

12 (c) If at any time an inspection demonstrates a trampoline  
13 court fails to satisfy the minimum standards required under this  
14 section, the inspector shall notify the owner or operator.

15 (d) If the inspector determines repair or replacement of  
16 equipment is required, the owner or operator is responsible for the  
17 repair or installation of the replacement equipment before the  
18 trampoline court is open to the public.

19 Sec. 2152.103. INJURY REPORTS. (a) In this section,  
20 "serious injury" means an injury that results in death,  
21 dismemberment, significant disfigurement, or permanent loss of the  
22 use of a body organ, member, function, or system.

23 (b) An owner or operator shall file with the department an  
24 injury report for any accident resulting in serious injury from  
25 operation of the trampoline court. The injury report form must be  
26 faxed or delivered to the department not later than 48 hours after  
27 the owner or operator becomes aware of the serious injury.

1       (c) The injury report shall be submitted on a form  
2 prescribed by the commissioner and must include a description of  
3 each serious injury caused by the trampoline court.

4       (d) The commissioner shall adopt rules requiring an owner or  
5 operator to post a sign informing the public of the procedure for  
6 reporting a serious injury occurring at the trampoline court.

7       Sec. 2152.104. SAFETY INSTRUCTIONS SIGN. A person may not  
8 operate a trampoline court in this state unless the person posts a  
9 sign containing all safety instructions for the trampoline court.  
10 The sign must be posted conspicuously on or near the trampoline  
11 court in a location where the sign can be easily read.

12                   SUBCHAPTER D. PATRON RESPONSIBILITY

13       Sec. 2152.151. DEFINITION. In this subchapter, "inherent  
14 risk" means a danger or condition that is an integral part of an  
15 activity occurring at a trampoline court.

16       Sec. 2152.152. PATRONS OF TRAMPOLINE COURTS; ACCEPTANCE OF  
17 RISK; DUTIES. (a) Each patron of a trampoline court by  
18 participation accepts the inherent risks of that participation for  
19 which an ordinary prudent person is or should be aware.

20           (b) Each patron of a trampoline court has a duty to:

21               (1) exercise the judgment and act in the manner of an  
22 ordinary prudent person while participating in a trampoline court;

23               (2) obey all written and oral instructions and  
24 warnings before and during participation in a trampoline court;

25               (3) refrain from participation in a trampoline court  
26 while under the influence of alcohol or drugs;

27               (4) engage all provided safety devices; and

1           (5) refrain from disconnecting or disabling any safety  
2 device except at the express direction of the owner's agent or  
3 employee.

4           (c) The parent or guardian of a patron who is a minor shall  
5 reasonably ensure the patron complies with all provisions of this  
6 section.

7           Sec. 2152.153. CLAIMS FOR INHERENT RISK. Notwithstanding  
8 any provision of this chapter, if a patron files a claim against an  
9 operator for an injury resulting from an inherent risk, the  
10 operator may raise as a defense the operator's compliance with  
11 minimum standards under Section 2152.102 and the signage  
12 requirement under Section 2152.104.

13                           SUBCHAPTER E. ENFORCEMENT PROVISIONS

14           Sec. 2152.201. ENFORCEMENT ACTIONS. (a) The commissioner  
15 or the attorney general in conjunction with the commissioner may  
16 determine compliance with Subchapter C and may bring an action to  
17 enforce this chapter.

18           (b) The operator of a trampoline court shall immediately  
19 provide the inspection certificate and the insurance policy  
20 required by Section 2152.101 to a state law enforcement official  
21 requesting the information. A photocopy of the inspection  
22 certificate or insurance policy may be provided instead of the  
23 certificate or policy.

24           Sec. 2152.202. INJUNCTION. (a) The district attorney of a  
25 county in which a trampoline court is operated, or on request of the  
26 commissioner or the attorney general, may seek an injunction  
27 against a person operating a trampoline court in violation of the

1 minimum standards established under Section 2152.102.

2 (b) If a trampoline court's operation is prohibited for  
3 noncompliance with minimum standards under Section 2152.102, a  
4 person may not operate the trampoline court until a qualified  
5 inspector:

6 (1) reinspects the trampoline court as required by  
7 Section 2152.102; and

8 (2) delivers to the commissioner or the commissioner's  
9 designee and the appropriate law enforcement official a  
10 reinspection certificate that:

11 (A) states the required reinspection occurred;

12 (B) states the trampoline court satisfies  
13 coverage standards and is in compliance with the insurance  
14 requirements under Section 2152.101; and

15 (C) explains any necessary repairs of the  
16 trampoline court after the trampoline court's operation was  
17 prohibited.

18 SECTION 2. The commissioner of insurance shall adopt rules  
19 necessary to implement Chapter 2152, Occupations Code, as added by  
20 this Act, not later than December 1, 2025.

21 SECTION 3. (a) Except as provided by Subsection (b) of this  
22 section, this Act takes effect December 1, 2025.

23 (b) Section 2 of this Act takes effect September 1, 2025.