

"regulation" has been substituted for the word "rule" or the word "rule" has been deleted where "regulation" also appeared. The word "regulation" also is substituted for the former reference to "standard[s]" to conform to SG § 10-101(e), which defines "regulation" to encompass any statement of general application and future effect, regardless of form.

SUBTITLE 4. OPERATION OF AMUSEMENT ATTRACTIONS.

3-401. INSURANCE AND INSPECTION REQUIRED.

(A) INSURANCE REQUIRED.

AN AMUSEMENT ATTRACTION MAY NOT OPERATE UNLESS THE AMUSEMENT OWNER HAS PURCHASED INSURANCE FOR THE AMUSEMENT ATTRACTION IN ACCORDANCE WITH THIS SUBTITLE.

(B) INSPECTION REQUIRED.

EXCEPT FOR TESTING AND INSPECTION, AN AMUSEMENT ATTRACTION MAY NOT BE OPERATED UNLESS THE COMMISSIONER HAS ISSUED A CERTIFICATE OF INSPECTION FOR THE AMUSEMENT ATTRACTION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 89, § 72(e) and, as they related to prohibitions against operating without insurance, § 78 (a)(1) and (2).

Defined terms: "Amusement attraction" § 3-101
"Amusement owner" § 3-101
"Commissioner" § 3-101

3-402. INSPECTIONS AND INVESTIGATIONS.

(A) DUTY OF COMMISSIONER TO INSPECT.

THE COMMISSIONER SHALL INSPECT:

(1) EACH AMUSEMENT ATTRACTION AT AN AMUSEMENT PARK ANNUALLY:

(2) EACH AMUSEMENT ATTRACTION, IF MOVED, BEFORE IT BEGINS OPERATION AT ANOTHER LOCATION; AND

(3) EACH NEW OR MODIFIED AMUSEMENT ATTRACTION BEFORE IT BEGINS PUBLIC OPERATION.

(B) NOTICE TO COMMISSIONER.

(1) AN AMUSEMENT OWNER SHALL NOTIFY THE COMMISSIONER BEFORE OPERATING AN AMUSEMENT ATTRACTION THAT IS NEW, MODIFIED, OR RECONSTRUCTED.

(2) AN OWNER OR LESSEE OF A CARNIVAL OR FAIR SHALL: