

## AN ACT

1711.534, To amend sections 1711.51, 1711.53, and 1711.55 and to enact sections ~~1711.532,~~  
1711.533, and 1711.552 of the Revised Code to revise the laws governing  
amusement ride operation and safety, to designate this act as "Tyler's Law," and to  
declare an emergency.

*Be it enacted by the General Assembly of the State of Ohio:*

1711.534, SECTION 1. That sections 1711.51, 1711.53, and 1711.55 be amended and sections ~~1711.532,~~  
1711.533, and 1711.552 of the Revised Code be enacted to read as follows:

Sec. 1711.51. (A) There is hereby created within the department of agriculture an advisory  
council on amusement ride safety to consist of the ~~director~~ following members:

(1) The director of agriculture or the director's designee, the;

(2) The general manager of the Ohio state fair or the general manager's designee; plus the  
following appointed members: one shall be a;

(3) The following members appointed by the governor with the advice and consent of the  
senate:

(a) A representative of temporary amusement ride owners, one shall be a;

(b) A representative of the greater Ohio showmen's association and the owner of a ride, three  
shall be;

(c) Three representatives of owners of amusement parks, one shall be a;

(d) A representative of the Ohio fair managers' association, one shall be a;

(e) A representative of the insurance industry, one shall be an;

(f) An engineer, who has an academic degree in engineering and who is knowledgeable in the  
amusement ride industry, one shall be a;

(g) A representative of the Ohio festivals and events association, and two shall be  
representatives;

(h) Two representatives of the inflatable amusement ride industry who are owners or  
operators of inflatable amusement rides or consultants from the industry;

(4) A person registered as a professional engineer under Chapter 4733. of the Revised Code  
who shall serve as a nonvoting member, appointed by the director of agriculture. The director shall  
appoint the initial member not later than thirty days after the effective date of this amendment.

(5) One member of the general public, appointed by the speaker of the house of  
representatives;

(6) One member of the general public appointed by the president of the senate. Not later than  
thirty days after the effective date of this amendment, two additional members shall be appointed to  
the council. The additional members shall be representatives of the inflatable amusement ride

Expedited inspection per ride	\$	100
Failure to cancel scheduled inspection per ride	\$	100
Failure to have amusement ride ready for inspection per ride	\$	100

The go kart inspection fee is in addition to the inspection fee for the go kart track.

The director shall adopt rules in accordance with Chapter 119. of the Revised Code establishing an annual fee that is less than one hundred five dollars for an inspection and reinspection of an inflatable ride. In adopting the rules, the director shall ensure that the fee reasonably reflects the costs of inspection and reinspection of an inflatable ride. If the director issues a permit for an inflatable ride for a time period of less than one year, the director shall charge a prorated fee for the permit equal to one-twelfth of the annual permit fee multiplied by the number of full months for which the permit is issued.

The fees for an expedited inspection, failure to cancel a scheduled inspection, and failure to have an amusement ride ready for inspection do not apply to go karts.

As used in division (E)(1) of this section, "expedited inspection" means an inspection of an amusement ride by the department not later than ten days after the owner of the amusement ride files an application for a permit under this section.

(2) All fees and fines collected by the department under sections 1711.50 to 1711.57 of the Revised Code shall be deposited in the state treasury to the credit of the amusement ride inspection fund, which is hereby created, and shall be used only for the purpose of administering and enforcing sections 1711.11 and 1711.50 to 1711.57 of the Revised Code.

(3) The owner of an amusement ride shall be required to pay a reinspection fee only if the reinspection was conducted at the owner's request under division (F) of this section, if the reinspection is required by division (F) of this section because of an accident, or if the reinspection is required by division (F) of section 1711.55 of the Revised Code. If a reinspection is conducted at the request of the chief officer of a fair, festival, or event where the ride is operating, the reinspection fee shall be charged to the fair, festival, or event.

(4) The rules adopted under division (B) of this section shall define "roller coaster," "aerial lifts," "go karts," and "other rides" for purposes of determining the fees under division (E) of this section. The rules shall define "other rides" to include go kart tracks.

(F) A reinspection of an amusement ride shall take place if an accident occurs, if the owner of the ride or the chief officer of the fair, festival, or event where the ride is operating requests a reinspection, if the chief inspector determines reinspection is necessary in accordance with section 1711.533 ~~1711.532~~ of the Revised Code, or if the reinspection is required by division (F) of section 1711.55 of the Revised Code.

(G) As a supplement to its annual inspection of a temporary amusement ride, the department may inspect the ride during each scheduled event, as listed in the schedule of events provided to the department by the owner pursuant to division (C) of section 1711.55 of the Revised Code, at which the ride is operated in this state. These supplemental inspections are in addition to any other inspection or reinspection of the ride as may be required under sections 1711.50 to 1711.57 of the Revised Code, and the owner of the temporary amusement ride is not required to pay an inspection or

reinspection fee for this supplemental inspection. Nothing in this division shall be construed to prohibit the owner of a temporary amusement ride having a valid permit to operate in this state from operating the ride at a scheduled event before the department conducts a supplemental inspection.

(H) The department may annually conduct a midseason operational inspection of every amusement ride upon which it conducts an annual inspection pursuant to division (A) of this section. The midseason operational inspection is in addition to any other inspection or reinspection of the amusement ride as may be required pursuant to sections 1711.50 to 1711.57 of the Revised Code. The owner of an amusement ride shall submit to the department, at the time determined by the department, the midseason operational inspection fee specified in division (E) of this section. The director, in accordance with Chapter 119. of the Revised Code, shall adopt rules specifying the time period during which the department will conduct midseason operational inspections.

1711.533 ~~Sec. 1711.532~~ (A) For purposes of this section, "reporting body" means any of the following persons or entities:

- (1) The department of agriculture;
- (2) The Ohio expositions commission;
- (3) A county agricultural society fair board;
- (4) An independent agricultural society fair board;
- (5) An owner of an amusement ride.

(B) If a reporting body receives, from an amusement ride manufacturer or other entity responsible for parts or service regarding the safety of the ride, any communication addressing safety issues pertaining to an amusement ride, the reporting body, within a reasonable time after receiving the communication, shall forward the communication to the director of agriculture and to the chief inspector employed by the department of agriculture in accordance with section 1711.53 of the Revised Code.

(C) The chief inspector shall require the amusement ride to be reinspected in accordance with section 1711.53 of the Revised Code after receiving the communication under division (B) of this section if the chief inspector determines that reinspection is necessary.

(D) The director of agriculture shall include, on amusement ride inspection forms prescribed by the department, a line for the owner of an amusement ride to sign indicating that all relevant safety and maintenance communications from the manufacturer have been forwarded to the director and the chief inspector in accordance with division (B) of this section.

1711.534 ~~Sec. 1711.533~~. If an inspector employed by or under contract with the department of agriculture in accordance with section 1711.53 of the Revised Code issues a written order to an owner of an amusement ride to replace or repair a component or components of the amusement ride, the owner shall respond in writing to the department within the time specified in the order indicating the action the owner is taking to address the issue.

If the replacements or repairs have not been completed within the time specified in the order, the director shall determine whether the amusement ride or component or components of the ride may continue to operate.

Sec. 1711.55. (A)(1) As used in this section, "major repair" means a repair that is outside of the normal maintenance conducted on an amusement ride.

- (2) The owner of an amusement ride shall maintain a current maintenance, repair, and

The section numbering of law of a general and permanent nature is complete and in conformity with the Revised Code. \*



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Director, Legislative Service Commission.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 6  
day of November, A. D. 2019.



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Secretary of State.

File No. 18      Effective Date November 6, 2019

\*This certification has required my designation of the following in the left-hand margin as a proper code section number:

1711.533, 1711.534



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Director, Legislative Service Commission

(133rd General Assembly)  
(Substitute House Bill Number 189)

**AN ACT**

To amend sections 1711.51, 1711.53, and 1711.55 and 1711.534, to enact sections ~~1711.532~~, 1711.533, and 1711.552 of the Revised Code to revise the laws governing amusement ride operation and safety, to designate this act as "Tyler's Law," and to declare an emergency.

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*Introduced by*

Representatives Patterson, Blessing

Cosponsors: Representatives Riedel, Kent, West, Miller, A., Crossman, Green, Arndt, Hoops, Jones, O'Brien, Baldrige, Boyd, Brent, Brown, Callender, Carfagna, Carruthers, Cera, Clites, Crawley, Denson, DeVitis, Galonski, Ghanbari, Ginter, Greenspan, Grendell, Hambley, Hicks-Hudson, Holmes, A., Howse, Ingram, Kick, Koehler, Lanese, Leland, Lepore-Hagan, Lightbody, Liston, Manning, D., Manning, G., Miller, J., Miranda, Patton, Perales, Richardson, Rogers, Russo, Ryan, Sheehy, Smith, K., Sobecki, Strahorn, Upchurch, Weinstein, Wiggam Senators Kunze, Maharath, Fedor, Hackett, Antonio, Burke, Coley, Craig, Dolan, Eklund, Gavarone, Hoagland, Hottinger, Johnson, Manning, Obhof, O'Brien, Peterson, Roegner, Schuring, Sykes, Thomas, Williams, Wilson, Yuko

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*Passed by the House of Representatives,*

June 5, 2019

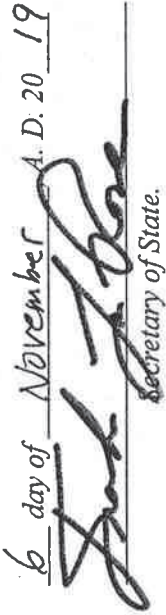
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*Passed by the Senate,*

October 23, 2019

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*Filed in the office of the Secretary of State at  
Columbus, Ohio, on the*

6 day of November A. D. 20 19  
  
Secretary of State.