

Senate Engrossed House Bill

FILED
KEN BENNETT
SECRETARY OF STATE

State of Arizona
House of Representatives
Fifty-first Legislature
Second Regular Session
2014

CHAPTER 259

HOUSE BILL 2179

AN ACT

AMENDING TITLE 41, CHAPTER 16, ARIZONA REVISED STATUTES, BY ADDING ARTICLE 3.2; RELATING TO AMUSEMENT RIDE AND TRAMPOLINE COURT SAFETY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Title 41, chapter 16, Arizona Revised Statutes, is amended
3 by adding article 3.2, to read:

4 ARTICLE 3.2. TRAMPOLINE COURTS

5 41-2170.21. Definition of trampoline court

6 IN THIS ARTICLE, UNLESS THE CONTEXT OTHERWISE REQUIRES, "TRAMPOLINE
7 COURT":

8 1. MEANS A COMMERCIAL FACILITY WITH A DEFINED AREA COMPOSED OF ONE OR
9 MORE TRAMPOLINES, A SERIES OF TRAMPOLINES, A TRAMPOLINE COURT FOAM PIT OR A
10 SERIES OF TRAMPOLINE COURT FOAM PITS.

11 2. DOES NOT INCLUDE:

12 (a) ANY PLAYGROUND OPERATED BY A SCHOOL OR LOCAL GOVERNMENT.

13 (b) INFLATABLE RIDES, INFLATABLE BOUNCE HOUSES, BALL CRAWLS AND
14 EQUIPMENT USED EXCLUSIVELY FOR EXERCISE.

15 (c) A PHYSICAL REHABILITATION FACILITY.

16 (d) A GYMNASIC TRAINING FACILITY THAT DERIVES A MAJORITY OF ITS
17 REVENUE FROM SUPERVISED INSTRUCTION IN THE TEACHING OF GYMNASIC SKILLS AND
18 BASICS.

19 41-2170.22. Duties; fund

20 A. THE DEPARTMENT SHALL:

21 1. ADMINISTER AND ENFORCE THIS ARTICLE, INCLUDING ADOPTING RULES
22 NECESSARY TO ADMINISTER AND ENFORCE THIS ARTICLE.

23 2. ESTABLISH FEES FOR THE INITIAL REGISTRATION AND RENEWAL OF
24 REGISTRATION OF TRAMPOLINE COURTS IN AMOUNTS TO BE DETERMINED BY THE
25 DIRECTOR. THE DEPARTMENT SHALL DEPOSIT, PURSUANT TO SECTIONS 35-146 AND
26 35-147, ALL FEES RECEIVED PURSUANT TO THIS SECTION IN THE TRAMPOLINE COURT
27 SAFETY FUND ESTABLISHED BY THIS SECTION.

28 3. REQUEST FROM EACH TRAMPOLINE COURT OWNER OR OPERATOR INFORMATION TO
29 DETERMINE THAT THE INSURANCE REQUIRED BY THIS ARTICLE IS IN EFFECT AND THAT
30 THE TRAMPOLINE COURT HAS BEEN INSPECTED AT LEAST ANNUALLY.

31 4. MAINTAIN A REGISTRY OF ALL TRAMPOLINE COURTS.

32 5. MAINTAIN AS PUBLIC RECORD PROOF OF INSURANCE, SERVICE CALLS TO
33 EMERGENCY RESPONDERS AND INSPECTION CERTIFICATES THAT ARE ISSUED BY AN
34 INSURER OR AN INSPECTOR WITH WHOM THE INSURER HAS CONTRACTED AND RECORDS FOR
35 EACH TRAMPOLINE COURT THAT IS REGISTERED PURSUANT TO THIS ARTICLE.

36 B. THE TRAMPOLINE COURT SAFETY FUND IS ESTABLISHED CONSISTING OF
37 MONIES RECEIVED PURSUANT TO THIS SECTION. THE DEPARTMENT SHALL ADMINISTER
38 THE FUND AND USE THE MONIES IN THE FUND TO IMPLEMENT THIS ARTICLE.

39 41-2170.23. Registration; renewal

40 A. AT LEAST THIRTY DAYS BEFORE OPERATION AN OWNER OR OPERATOR OF A
41 TRAMPOLINE COURT MUST REGISTER WITH AND SUBMIT TO THE DEPARTMENT ALL OF THE
42 FOLLOWING:

43 1. AN APPLICATION FOR REGISTRATION ON A FORM PRESCRIBED BY THE
44 DEPARTMENT AND THE FEE PRESCRIBED BY SECTION 41-2170.22.

1 B. A REGISTRANT MUST NOTIFY THE DEPARTMENT WITHIN THIRTY DAYS OF ANY
2 CHANGES TO THE INFORMATION THAT THE REGISTRANT SUBMITTED TO THE DEPARTMENT
3 WITH THE REGISTRANT'S INITIAL REGISTRATION APPLICATION OR REGISTRATION
4 RENEWAL APPLICATION.

5 C. A TRAMPOLINE COURT OWNER OR OPERATOR MAY DENY A PERSON ENTRY TO THE
6 TRAMPOLINE COURT IF THE OWNER OR OPERATOR BELIEVES THAT THE ENTRY MAY
7 JEOPARDIZE THE SAFETY OF THE PERSON OR ANY OTHER TRAMPOLINE COURT PATRON.

8 D. A TRAMPOLINE COURT PATRON SHALL FOLLOW ALL RULES THAT ARE POSTED OR
9 PROVIDED IN WRITING TO THE PATRON BY THE TRAMPOLINE COURT OWNER OR OPERATOR.
10 THE RULES MUST INCLUDE A STATEMENT THAT THERE ARE INHERENT RISKS IN THE
11 PARTICIPATION IN A TRAMPOLINE COURT ACTIVITY OR ON ANY TRAMPOLINE COURT AND
12 THAT A TRAMPOLINE COURT PATRON, BY PARTICIPATION, UNDERSTANDS THE RISKS
13 INHERENT IN THE PARTICIPATION OF WHICH THE ORDINARY PRUDENT PERSON IS OR
14 SHOULD BE AWARE. THE RULES MUST SPECIFY THAT A TRAMPOLINE COURT PATRON:

15 1. SHALL:

16 (a) EXERCISE GOOD JUDGMENT AND ACT IN A RESPONSIBLE MANNER WHILE USING
17 A TRAMPOLINE COURT AND OBEY ALL ORAL OR WRITTEN WARNINGS BEFORE AND DURING
18 PARTICIPATION.

19 (b) MEET HEIGHT, WEIGHT AND AGE RESTRICTIONS IMPOSED BY THE OWNER TO
20 USE THE TRAMPOLINE COURT OR PARTICIPATE IN THE TRAMPOLINE COURT ACTIVITY.

21 2. SHALL NOT:

22 (a) PARTICIPATE IN A TRAMPOLINE COURT ACTIVITY OR ON ANY TRAMPOLINE
23 COURT WHEN UNDER THE INFLUENCE OF DRUGS OR ALCOHOL.

24 (b) PARTICIPATE IN A TRAMPOLINE COURT ACTIVITY OR ON ANY TRAMPOLINE
25 COURT IF THE PATRON MAY BE PREGNANT, HAS HAD RECENT SURGERY, HAS A
26 PREEXISTING MEDICAL CONDITION, CIRCULATORY CONDITION, HEART OR LUNG
27 CONDITION, BACK OR NECK CONDITION OR HISTORY OF SPINE, MUSCULOSKELETAL OR
28 HEAD INJURIES OR HAS HIGH BLOOD PRESSURE.

29 41-2170.25. Enforcement

30 A. THE DEPARTMENT MAY DETERMINE COMPLIANCE WITH THIS ARTICLE, PROHIBIT
31 THE OPERATION OF ANY TRAMPOLINE COURT THAT IS NOT IN COMPLIANCE WITH THIS
32 ARTICLE AND INSTITUTE AN ACTION IN A COURT OF COMPETENT JURISDICTION TO
33 ENFORCE THIS ARTICLE.

34 B. ON REQUEST, THE OWNER OR OPERATOR OF A TRAMPOLINE COURT SHALL
35 PROVIDE THE REGISTRATION CERTIFICATE, INSPECTION CERTIFICATE THAT IS ISSUED
36 BY AN INSURER OR AN INSPECTOR WITH WHOM THE INSURER HAS CONTRACTED AND
37 INSURANCE CERTIFICATE TO THE DEPARTMENT. A COPY OF THE DOCUMENTS MAY BE
38 PROVIDED INSTEAD OF ORIGINALS.

39 41-2170.26. Trampoline court regulation; state preemption

40 THE REGULATION OF TRAMPOLINE COURTS IS OF STATEWIDE CONCERN. THE
41 REGULATION OF TRAMPOLINE COURTS PURSUANT TO THIS ARTICLE IS NOT SUBJECT TO
42 FURTHER REGULATION BY A COUNTY, CITY, TOWN OR OTHER POLITICAL SUBDIVISION OF
43 THIS STATE.

1 Sec. 2. Existing trampoline courts; compliance

2 Within ninety days after the effective date of this act, trampoline
3 courts, as defined in section 41-2170.21, Arizona Revised Statutes, as added
4 by this act, that are in existence on the effective date of this act must
5 comply with title 41, chapter 16, article 3.2, Arizona Revised Statutes, as
6 added by this act. A trampoline court may not operate any portion of the
7 facility that does not substantially meet the American society for testing
8 and materials standards until the trampoline court complies with the
9 standards.

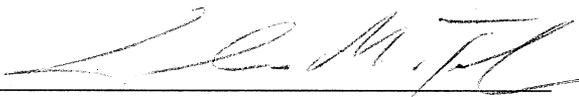
~~APPROVED BY THE GOVERNOR APRIL 30, 2014.~~

~~FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 30, 2014.~~

Passed the House March 5, 20 14

by the following vote: 44 Ayes,

14 Nays, 2 Not Voting



Speaker of the House



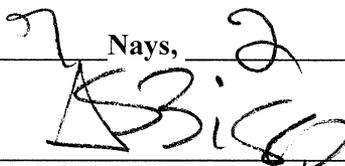
Chief Clerk of the House

Passed the Senate April 23, 20 14

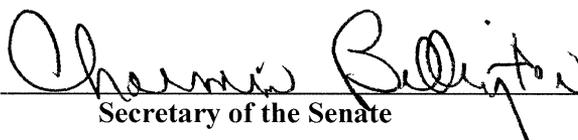
ON RECONSIDERATION

by the following vote: 21 Ayes,

7 Nays, 2 Not Voting



President of the Senate



Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

_____ day of _____, 20____

at _____ o'clock _____ M.

Secretary to the Governor

Approved this _____ day of

at _____ o'clock _____ M.

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this _____ day of _____, 20____

at _____ o'clock _____ M.

Secretary of State

H.B. 2179

HOUSE CONCURS IN SENATE
AMENDMENTS AND FINAL PASSAGE

April 23, 2014,

by the following vote: 38 Ayes,

15 Nays, 7 Not Voting



Speaker of the House



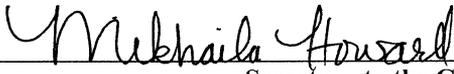
Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

24 day of April, 2014,

at 9:40 o'clock A M.



Secretary to the Governor

Approved this 30th day of

April, 2014,

at 11:56 o'clock A M.



Governor of Arizona

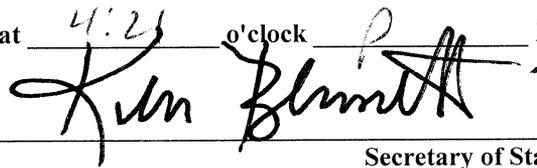
H.B. 2179

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 30th day of April, 2014,

at 4:23 o'clock P M.



Secretary of State