

## Senate Amendments to House Bill No. 511

TO THE CLERK OF THE HOUSE:

THIS IS TO INFORM YOU THAT THE SENATE HAS ADOPTED THE AMENDMENTS SET OUT BELOW:

### AMENDMENT NO. 1

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

6           **SECTION 1.** Section 45-49-3, Mississippi Code of 1972, is  
7 amended as follows:

8           45-49-3. (1) An amusement ride may not be operated in this  
9 state unless the Mississippi Department of Revenue has issued an  
10 operating permit decal for the amusement ride to the owner or  
11 operator \* \* \* for the current calendar year.

12           (2) An application for an operating permit decal must be  
13 submitted to the department not fewer than fifteen (15) business  
14 days before the first time the amusement ride is operated in the  
15 state, and must include the following:

16                   (a) Certificate of insurance in the amount of not less  
17 than One Million Dollars (\$1,000,000.00) per occurrence that  
18 insures the owner or operator against liability for injury to  
19 persons and property arising out of the use or operation of the  
20 amusement ride;

21                   (b) Payment of a fee not to exceed One Hundred Dollars  
22 (\$100.00); and

23 (c) Proof of satisfactory inspection of the ride by a  
24 qualified inspector, as defined in Section 45-49-5, conducted no  
25 earlier than fifteen (15) days before the submission of the  
26 application for an operating permit decal. The date of the  
27 inspection must be indicated on the proof of inspection.

28 (3) The operating permit decal shall be valid \* \* \* until  
29 the end of the calendar year of the date of issue and must be in a  
30 manner and format as prescribed by the department.

31 (4) The operating permit decal must be affixed to the ride  
32 in a conspicuous location that is plainly visible to patrons.

33 (5) The department shall:

34 (a) Determine the manner and format of the operating  
35 permit decal, any forms to be used to apply for the decal, and any  
36 forms to be used to report serious injuries or illnesses;

37 (b) Make any forms and certifications available on the  
38 department's website and provide decals to owners or operators;

39 (c) Subject to the limitations of this act, determine  
40 the fee for the filing of an operating permit decal;

41 (d) Allow an owner or operator to apply for operating  
42 permit decals for multiple rides at one time, using one (1) form;  
43 and

44 (e) Charge one (1) fee for the filing of each  
45 application form, regardless of the number of rides listed on the  
46 application.

47 **SECTION 2.** This act shall take effect and be in force from  
48 and after its passage.

**Further, amend by striking the title in its entirety and  
inserting in lieu thereof the following:**

1           AN ACT TO AMEND SECTION 45-49-3, MISSISSIPPI CODE OF 1972, TO  
2 CHANGE THE PERIOD FOR ISSUANCE OF AN AMUSEMENT RIDE OPERATING  
3 PERMIT DECAL FROM 12 MONTHS TO A CALENDAR YEAR; AND FOR RELATED  
4 PURPOSES.

SS26\HB511A.J

Eugene S. Clarke  
Secretary of the Senate