

247.232 Definitions for KRS 247.232 to 247.236.

As used in KRS 247.232 to 247.236:

- (1) (a) "Amusement ride or attraction" means:
1. Any mechanized device or combination of devices which carry passengers along, around, or over a fixed or restricted course for the purpose of giving its passengers amusement, pleasure, thrills, or excitement; or
 2. Any building or structure around, over, or through which people may walk, climb, slide, jump, or move that provides amusement, pleasure, thrills, or excitement.
- (b) Unless designated by administrative regulation promulgated by the Commissioner, "amusement ride or attraction" does not include:
1. Coin-operated amusement devices;
 2. Devices regulated by the Federal Aviation Administration, the Kentucky Transportation Cabinet, or the federal railroad commission;
 3. Vessels under the jurisdiction of the United States Coast Guard or the Kentucky Department of Fish and Wildlife Resources;
 4. Tractor pulls;
 5. Auto or motorcycle events;
 6. Horse shows, rodeos, and other animal shows;
 7. Games and concessions; or
 8. Nonmechanical playground equipment, such as swings, seesaws, slides less than fifteen (15) feet in height at their highest point, rider-propelled merry-go-rounds, stationary spring-mounted animal devices, and physical fitness equipment.

The Commissioner may, by administrative regulation, designate other rides and attractions that are not included in the definition of "amusement ride or attraction";

- (2) "Owner" means any person or authorized agent of the person who owns an amusement ride or attraction or, in the event the ride or attraction is leased, the lessee;
- (3) "Commissioner" means the Commissioner of the Kentucky Department of Agriculture or the Commissioner's authorized representative;
- (4) "Operator" means a person eighteen (18) years of age or older who has been properly trained to operate amusement rides and attractions, has knowledge of the manufacturer's recommendations for the operation of the rides and attractions, and knows the safety-based limitations of the rides and attractions;
- (5) "Operator assistant" means a person sixteen (16) years of age or older whose duties include but are not limited to:
- (a) Loading and unloading riders of amusement rides and attractions;
 - (b) Collecting tickets;
 - (c) Checking seatbelts, lap bars, and other restraints; and

- (d) Occupying the entrance or exit areas to prevent intrusion while the amusement ride or attraction is in operation;
but who shall not operate an amusement ride or attraction; and
- (6) "ASTM Standard" means the latest standards and specifications as set forth by the American Society for Testing and Materials.

Effective: July 15, 2008

History: Amended 2008 Ky. Acts ch. 116, sec. 1, effective July 15, 2008. -- Amended 2006 Ky. Acts ch. 252, Pt. XXVI, sec. 1, effective January 1, 2007. -- Amended 2003 Ky. Acts ch. 28, sec. 1, effective March 10, 2003. -- Amended 2002 Ky. Acts ch. 268, sec. 1, effective July 15, 2002. -- Amended 2000 Ky. Acts ch. 417, sec. 10, effective December 1, 2000. -- Amended 1998 Ky. Acts ch. 23, sec. 15, effective July 15, 1998. -- Amended 1986 Ky. Acts ch. 356, sec. 1, effective April 9, 1986. -- Created 1984 Ky. Acts ch. 386, sec. 1, effective July 13, 1984.