

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2563 Session of
1990

INTRODUCED BY HAYES, MAY 22, 1990

REFERRED TO COMMITTEE ON JUDICIARY, MAY 22, 1990

AN ACT

1 Prescribing the duties and liabilities of roller skating center
2 operators and persons who utilize roller skating centers; and
3 providing for the acceptance of certain risks by persons who
4 utilize roller skating centers.

5 The General Assembly of the Commonwealth of Pennsylvania
6 hereby enacts as follows:

7 Section 1. Short title.

8 This act shall be known and may be cited as the Roller
9 Skating Safety Act of 1990.

10 Section 2. Definitions.

11 The following words and phrases when used in this act shall
12 have the meanings given to them in this section unless the
13 context clearly indicates otherwise:

14 "Operator." A person or entity who owns or controls or who
15 has operational responsibility for a roller skating center.

16 "Roller skater." A person wearing roller skates while that
17 person is in a roller skating center for the purpose of roller
18 skating.

1 "Roller skating center." A building, facility or other
2 premises which provides an area specifically designed to be used
3 for roller skating by the public.

4 "Spectator." A person who is present in a roller skating
5 center only for the purpose of observing skating activity,
6 whether recreational or competitive.

7 Section 3. Duties of roller skating center operator.

8 Each roller skating center operator shall do all of the
9 following:

10 (1) Post the duties of roller skaters and spectators as
11 prescribed in this act in conspicuous places.

12 (2) Comply with the safety standards specified in the
13 roller skating rink safety standards published by the Roller
14 Skating Rink Operators Association, (1980).

15 (3) Maintain roller skating equipment and roller skating
16 surfaces according to the safety standards cited in paragraph
17 (2).

18 (4) Maintain the stability and legibility of all
19 required signs, symbols and posted notices.

20 Section 4. Duties of roller skater.

21 While in a roller skating area, each roller skater shall do
22 all of the following:

23 (1) Maintain reasonable control of his or her speed and
24 course at all times.

25 (2) Read all posted signs and warnings.

26 (3) Maintain a proper lookout to avoid other roller
27 skaters and objects.

28 (4) Accept the responsibility for knowing the range of
29 his or her own ability to negotiate the intended direction of
30 travel while on roller skates and to skate within the limits

1 of that ability.

2 (5) Refrain from acting in a manner which may cause
3 injury to others.

4 Section 5. Acceptance of danger.

5 Each person who participates in roller skating accepts the
6 danger that inheres in that activity insofar as the dangers are
7 obvious and necessary. Those dangers include, but are not
8 limited to, injuries that result from collisions with other
9 roller skaters or other spectators, injuries that result from
10 falls and injuries which involve objects or artificial
11 structures properly within the intended travel of the roller
12 skater which are not otherwise attributable to the operator's
13 breach of his or her common law duties.

14 Section 6. Violations.

15 A roller skater, spectator or operator who violates this act
16 shall be liable in a civil action for damages for that portion
17 of the loss or damage resulting from the violation.

18 Section 7. Effective date.

19 This act shall take effect in 60 days.