

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1072

Session of
1987

INTRODUCED BY DOMBROWSKI, BOYES, CAPPABIANCA, D. R. WRIGHT,
BELFANTI, BOWLEY, S. H. SMITH, MERRY, BOWSER AND BATTISTO,
APRIL 7, 1987

AS REPORTED FROM COMMITTEE ON INSURANCE, HOUSE OF
REPRESENTATIVES, AS AMENDED, APRIL 28, 1987

AN ACT

1 Amending the act of June 18, 1984 (P.L.384, No.81), entitled "An
2 act providing for the inspection of amusement rides and
3 attractions; granting powers and imposing duties on the
4 Department of Agriculture; creating the Amusement Ride Safety
5 Advisory Board; and imposing civil and criminal penalties,"
6 providing for self-insurance by owners and operators; and
7 imposing duties upon the ~~Insurance Commissioner~~ SECRETARY OF <—
8 AGRICULTURE.

9 The General Assembly of the Commonwealth of Pennsylvania
10 hereby enacts as follows:

11 Section 1. The heading of section 14 of the act of June 18,
12 1984 (P.L.384, No.81), known as the Amusement Ride Inspection
13 Act, is amended and the section is amended by adding a
14 subsection to read:

15 Section 14. Insurance and self-insurance.

16 * * *

17 (d) Self-insurance.--An owner or operator, in lieu of
18 furnishing the certificate of insurance required by subsection
19 (c), may file, annually, with the department a certificate of
20 self-insurance, approved for said period by the ~~Insurance~~ <—

1 ~~Commissioner. The Insurance Commissioner~~ SECRETARY. THE <—
2 SECRETARY may issue a certificate of self-insurance upon receipt
3 of satisfactory evidence that the owner or operator possesses
4 reliable financial arrangements, deposits, resources or
5 commitments such as will equal or exceed the minimum amount of
6 insurance required by subsection (a) that are available and ~~will~~ <—
7 ~~remain available for the purpose of self insurance against~~
8 ~~liability~~ HAS SET ASIDE ASSETS EQUAL TO THE INSURANCE REQUIRED <—
9 TO SECURE ITS OBLIGATION AS A SELF-INSURER. Nothing in this act
10 shall be construed as limiting the size of any liability damage
11 award against any owner or operator to the amount of any
12 required insurance or self-insurance required by this act. The
13 ~~Insurance Commissioner~~ SECRETARY shall promulgate rules and <—
14 regulations to implement this subsection.

15 Section 2. This act shall take effect in 60 days.