

ILLINOIS REGISTER

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ILLINOIS DEPARTMENT OF LABOR

NOTICE OF EMERGENCY AMENDMENTS

TITLE 56: LABOR AND EMPLOYMENT  
CHAPTER XIII: DEPARTMENT OF LABOR

PART 6000  
AMUSEMENT RIDE AND ATTRACTION SAFETY ACT

Section

6000.10	Definitions
<u>EMERGENCY</u>	
6000.15	Incorporated and Referenced Materials
<u>EMERGENCY</u>	
6000.20	Exemptions
6000.25	Qualifications of Inspectors
6000.30	Inspections
6000.40	Application for a Permit to Operate
6000.50	Permit, Inspection and Associated Fees
<u>EMERGENCY</u>	
6000.60	Revocation of Permit to Operate (Repealed)
6000.65	Suspension of Permit to Operate
6000.70	Amusement Ride and Amusement Attraction Design and Construction
6000.80	Insurance
6000.85	Requirements for Liability Insurance
6000.90	Penalties
6000.100	Employment of Carnival and Amusement Enterprise Workers
6000.110	Assembly and Disassembly
6000.120	Requirements for Operation
<u>EMERGENCY</u>	
6000.130	Authority Regarding Passenger Safety
6000.140	Signal Systems
6000.150	Daily Inspection and Test
6000.160	Reports
6000.170	Maintenance
6000.180	Stop Operation Order
6000.190	Fire Prevention and Protection
6000.200	Internal Combustion Engines
6000.210	Means of Access and Egress
6000.220	Electrical Equipment – Amusement Rides and Amusement Attractions
6000.230	Hydraulic Systems
6000.240	Air Compressors and Equipment
6000.250	Wire Rope
6000.260	Chain
6000.270	Inflatable Amusement Attractions

---

ILLINOIS REGISTER

---

ILLINOIS DEPARTMENT OF LABOR

NOTICE OF EMERGENCY AMENDMENTS

6000.280	Non-Destructive Testing
6000.290	Ski Lifts, Aerial Tramways, and Rope Tows
6000.300	Go-Karts, Dune Buggies, and All-Terrain Vehicles (Repealed)
6000.302	Outdoor and Indoor Concession Go-Karts
6000.305	Racing Go-Karts
6000.308	Dune Buggies and All-Terrain Vehicles
6000.310	Water Slides (Repealed)
6000.320	Dry Type Slides
6000.330	Trams
6000.340	Bungee Jumping
6000.350	Zip Lines
6000.351	Haunted Houses
6000.352	Aerial Adventure
<a href="#">6000.353</a>	<a href="#">Trampoline Courts</a>

EMERGENCY

AUTHORITY: Implementing and authorized by the Amusement Ride and Attraction Safety Act [430 ILCS 85].

SOURCE: Emergency Rules adopted at 9 Ill. Reg. 7176, effective May 3, 1985, for a maximum of 150 days; emergency expired September 30, 1985; adopted at 10 Ill. Reg. 7685, effective April 29, 1986; emergency amendment at 10 Ill. Reg. 19117, effective October 27, 1986, for a maximum of 150 days; amended at 11 Ill. Reg. 5896, effective March 24, 1987; amended at 11 Ill. Reg. 19650, effective November 18, 1987; amended at 12 Ill. Reg. 11186, effective June 20, 1988; emergency amendment at 13 Ill. Reg. 8025, effective May 15, 1989, for a maximum of 150 days; emergency expired October 12, 1989; amended at 13 Ill. Reg. 20309, effective January 1, 1990; emergency amendment at 14 Ill. Reg. 3235, effective February 9, 1990, for a maximum of 150 days; emergency expired July 9, 1990; amended at 15 Ill. Reg. 4109, effective February 28, 1991; emergency amendment at 16 Ill. Reg. 7716, effective May 11, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 12436, effective August 1, 1992; amended at 16 Ill. Reg. 15415, effective September 28, 1992; amended at 17 Ill. Reg. 14910, effective September 1, 1993; amended at 18 Ill. Reg. 13384, effective September 1, 1994; amended at 21 Ill. Reg. 5135, effective April 15, 1997; amended at 21 Ill. Reg. 14954, effective December 1, 1997; amended at 24 Ill. Reg. 490, effective January 1, 2000; amended at 26 Ill. Reg. 871, effective January 9, 2002; amended at 27 Ill. Reg. 17992, effective November 14, 2003; amended at 28 Ill. Reg. 10569, effective July 19, 2004; amended at 30 Ill. Reg. 12093, effective June 30, 2006; amended at 34 Ill. Reg. 763, effective December 29, 2009; emergency amendment at 34 Ill. Reg. 13646, effective September 10, 2010, for a maximum of 150 days; amended at 35 Ill. Reg. 195, effective December 20, 2010; emergency amendment at 36 Ill. Reg. 8979, effective June 1, 2012, for a maximum of 150 days, emergency expired October 28, 2012; amended at 37 Ill. Reg. 4935, effective March 27, 2013; amended at 38 Ill. Reg. 18668, effective August 26, 2014; amended at 44 Ill. Reg. 19907, effective December 8, 2020; expedited correction at 45 Ill. Reg. 9678,

ILLINOIS REGISTER

---

ILLINOIS DEPARTMENT OF LABOR

NOTICE OF EMERGENCY AMENDMENTS

effective December 8, 2020; emergency amendment at 46 Ill. Reg. \_\_\_\_\_, effective January 1, 2022, for a maximum of 150 days.

**Section 6000.10 Definitions**

**EMERGENCY**

In addition to those definitions found in Section 2-2 of the Amusement Ride and Attraction Safety Act, the following definitions shall apply for the purposes of this Part:

"Act" means the Amusement Ride and Attraction Safety Act [430 ILCS 85].

"ACCT" means the abbreviation for the Association for Challenge Course Technology, P.O. Box 19797, Boulder CO 80308.

"Administrative Hearing Fee" means a fee assessed by the Department upon an operator when the Department issues a notice for an administrative hearing to suspend the Permit to Operate and/or collect past due fees.

"AIMS" means Amusement Industry Manufacturers and Suppliers International, P.O. Box 5178, Jacksonville FL 32247.

"All-Terrain Vehicle" or "ATV" means any vehicle designed and manufactured for off-road use.

"A.M. Best" or "Best" is the abbreviation for A.M. Best Company, Ambest Road, Oldwick NJ 08858.

"Annual Inspection" is the official inspection of an amusement ride or amusement attraction performed by the Director or the Director's designee.

"ANSI" means American National Standards Institute, Inc., 1899 L Street, NW, 11<sup>th</sup> Floor, Washington DC 20036.

"ASNT" means American Society for Nondestructive Testing, Inc., 1711 Arlingate Lane, P.O. Box #28518, Columbus OH 43228.

"ASTM" means ASTM International, 100 Barr Harbor Drive, West Conshohocken PA 19428.

"Board" means the Amusement Ride and Attraction Safety Board as defined in Section 2-3 of the Act.

---

ILLINOIS REGISTER

---

ILLINOIS DEPARTMENT OF LABOR

NOTICE OF EMERGENCY AMENDMENTS

"Carabiners" means shaped metal or alloy devices used to connect sections of jump rigging, equipment or safety gear.

*"Carnival" or "Amusement Enterprise" means an enterprise that offers amusement or entertainment to the public by means of one or more amusement attractions or amusement rides. (Section 2-2(5) of the Act)*

*"Carnival Worker" or "Amusement Enterprise Worker" means a person who is employed (and is therefore not a volunteer) by a carnival, amusement enterprise, or fair to manage, physically operate, or assist in the operation of an amusement ride or amusement attraction when it is open to the public. (Section 2-2(8) of the Act)*

"Certified Arborist" means an individual who holds a valid arborist certificate from the International Society of Arboriculture or comparable authority in another state.

"Coaster – Intermediate" means any coaster that is more than 25 feet but less than 50 feet in height at the highest point of the track above grade.

"Coaster – Large" means any coaster that is 50 feet or more at the highest point of the track above grade.

"Concession Go-kart" means a go-kart specifically designed and manufactured for indoor and/or outdoor use for up to 15 mph.

*"Department" means Illinois Department of Labor. (Section 2-2(2) of the Act)*

*"Director" means the Director of the Illinois Department of Labor or his or her designee. (Section 2-2(1) of the Act)*

"Dry Slide" means an inclined surface with a change in elevation upon which people slide or are conveyed.

"Dune Buggy" means a small vehicle generally made from standard compact rear engine chassis and prefabricated, often fiberglass body, originally equipped with wide low-pressure tires for driving on sand.

"Employee", for purposes of this Part, means an individual who is performing services for pay or lodging as an attendant or assistant on an amusement ride or amusement attraction.

ILLINOIS REGISTER

---

ILLINOIS DEPARTMENT OF LABOR

NOTICE OF EMERGENCY AMENDMENTS

"Employed" means to perform services for pay or lodging as an attendant or assistant on an amusement ride or amusement attraction.

*"Fair" means an enterprise principally devoted to the exhibition of products of agriculture or industry in connection with which amusement rides or amusement attractions are operated. (Section 2-2(6) of the Act)*

"Inflatable Amusement Attraction" means an amusement ride or device designed for use that may include, but is not limited to, bounce, climb, slide or interactive play, which is made of flexible fabric, is kept inflated by continuous air flow by one or more blowers, and relies upon air pressure to maintain its shape. This definition shall not include inflatable devices that are used for professional exhibition or stunt work, safety and rescue activities, aerial or aviation structures or devices, exhibit floats or similar inflatable devices.

"In-line Riding" means one person in front of the other.

"Kiddie Kart" means karts that are designed for 75 pounds or less per passenger and go less than 10 mph.

"Kiddie Rides" are those amusement rides or amusement attractions that are designed for 75 pounds or less per passenger.

"Licensed Professional Engineer" means an individual who holds a valid license as a licensed professional engineer from the Illinois Department of Financial and Professional Regulation.

"Licensed Structural Engineer" means an individual who holds a valid license as a licensed structural engineer from the Illinois Department of Financial and Professional Regulation.

"Major Alteration" means a change in the type or capacity of an amusement ride or amusement attraction or a change in the structure or mechanism that materially affects its functions or operation. This includes but is not limited to changing its mode of transportation from non-wheeled to a truck or flat-bed mount, and changing its mode of assembly or other operational functions from manual to mechanical or hydraulic.

"Major Breakdown" means a stoppage of operation of an amusement ride or amusement attraction occurring from damage of a structural component.

ILLINOIS REGISTER

---

ILLINOIS DEPARTMENT OF LABOR

NOTICE OF EMERGENCY AMENDMENTS

"Major Rides" are those amusement rides or amusement attractions that are designed for more than 75 pounds per passenger. The term includes any coaster that is 25 feet or less at the highest point of the track above grade.

"NFPA" means National Fire Protection Association, 1 Batterymarch Park, Quincy MA 02169.

"Operating Staff" is inclusive of and means any of the following individuals or some combination thereof:

"Owner" means the individual, partnership, company, corporation, or any other entity, or agency of the State or any of its political subdivisions, that owns an amusement ride or amusement attraction.

"Agent" means an individual employed by the owner to carry out the responsibilities of management on the owner's behalf.

"Manager" means an individual, employed by the owner, who is responsible to the agent or the owner for the day-to-day, on-site management of an amusement ride or amusement attraction.

"Attendant" means an individual employed by the owner to physically operate an amusement ride or amusement attraction when such ride or attraction is open to the public.

"Assistant" means an individual employed by the owner to assist the attendant in operating an amusement ride or amusement attraction when such ride or attraction is open to the public.

*"Operator" means a person, or the agent of a person, who owns or controls or has the duty to control the operation of an amusement ride or amusement attraction at a carnival, amusement enterprise, or fair. "Operator" includes an agency of the State or any of its political subdivisions. (Section 2-2(7) of the Act)*

For the purpose of this Part:

~~Owner means the person, partnership, company, corporation, or any other entity, or agency of the State or any of its political subdivisions, that owns an amusement ride or amusement attraction.~~

~~Agent means a person employed by the owner to carry out the responsibilities of management on the owner's behalf.~~

ILLINOIS REGISTER

---

ILLINOIS DEPARTMENT OF LABOR

NOTICE OF EMERGENCY AMENDMENTS

~~Manager means a person, employed by the owner, who is responsible to the agent or the owner for the day to day on site management of the amusement rides or amusement attractions.~~

~~Attendant means a person employed by the owner to physically operate an amusement ride or amusement attraction when it is open to the public.~~

~~Assistant means a person employed by the owner to assist the attendant in operating an amusement ride or amusement attraction when it is open to the public.~~

"Payment of Fees" shall be deemed made when the Department receives all fees due, as calculated on the application, in the form of certified check, cashier's electronic fund transfer, check, or money order made payable to "Illinois Department of Labor", or in the form of an electronic payment using an electronic payment system designated by the Department for such payments. All fees shall be paid before a permit to operate an amusement ride or amusement attraction is issued.

"Permit" means a permit issued annually by the Department allowing an amusement ride or amusement attraction unit to be operated in the State of Illinois.

"Person" means any individual, partnership, corporation, limited liability company, association, governmental subdivision, or public or private organization of any character.

"PRCA" means Professional Ropes Course Association, 6260 E. Riverside Blvd., #104, Loves Park IL 61111.

"Public Use" means an operator of an amusement ride or amusement attraction does not prohibit or restrict access to the amusement ride or amusement attraction by members of the community, except as permitted under Section 2-19 of the Act and Section 6000.130 of this Part.

"Qualified Industry Training Professional" means an individual who, by possession of a recognized degree or certificate of professional standing, or who, by possession of extensive knowledge and experience and the completion of extensive training in the subject field, has successfully demonstrated their ability in training amusement ride or amusement attraction operating staff in the proper operation of that amusement ride or amusement attraction. The Director may approve an individual as a Qualified Industry Training Professional after considering the individual's qualifications in whole.

---

ILLINOIS REGISTER

---

ILLINOIS DEPARTMENT OF LABOR

NOTICE OF EMERGENCY AMENDMENTS

"Qualified Person" means an individual who, by possession of a recognized degree, certificate or professional standing, or who, by possession of extensive knowledge, training and experience in the subject field, has successfully demonstrated ability in design, analysis, evaluation, inspection and specification in the subject work, project or product to the extent established by the manufacturer.

"Racing Go-Kart" means a go-kart specifically designed and manufactured for racing at 15 mph or more, for indoor or outdoor use.

"Roll Over Protection System" means a system that supports the combined driver and/or passenger weight capacity, as specified by the manufacturer, and the weight of the vehicle.

"Reinspection" is an inspection, other than the annual inspection made during the year, as a result of any necessary repairs not being completed while the inspector is on site.

"SAE" means the Society of Automotive Engineers, 400 Commonwealth Drive, Warrendale PA 15096.

"Serious Injury" means an injury for which treatment by a licensed physician is required.

"Snell Foundation" means Snell Memorial Foundation, 3628 Madison Avenue, Suite 11, North Highlands CA 95660.

["Structure" means that which is built or constructed with confined space and rigid walls.](#)

"Tram" means *any tram, open car, or combination of open cars or wagons pulled by a tractor or other motorized device that is not licensed by the Secretary of State, which may, but does not necessarily, follow a fixed or restricted course, and that is used primarily for the purpose of giving its passengers amusement, pleasure, thrills or excitement, and for which an individual fee is charged or a donation accepted, with the exception of hayrack rides.* (Section 2-2(4)(e) of the Act)

"Volunteer" means *a person who operates or assists in the operation of an amusement ride or amusement attraction for an owner or operator without pay or lodging. An individual shall not be considered a volunteer if the individual is otherwise employed by the same owner or operator to perform the same type of*

ILLINOIS REGISTER

---

ILLINOIS DEPARTMENT OF LABOR

NOTICE OF EMERGENCY AMENDMENTS

*service as those for which the individual proposes to volunteer.* (Section 2-2(9) of the Act)

"Working Days" means Monday through Friday, excluding State holidays.

"Zip Line" means a system consisting of a pulley or trolley that is suspended on a cable mounted on an incline allowing a rider to travel from the departure point to an arrival point by holding on to, or attaching to, the pulley or trolley.

(Source: Amended by Emergency Rule at 46 Ill. Reg. \_\_\_\_\_, effective January 1, 2022, for a maximum of 150 days)

**Section 6000.15 Incorporated and Referenced Materials**

**EMERGENCY**

- a) The following regulations and standards are incorporated in this Part. All incorporations by reference refer to the regulations, guidelines and standards on the date specified and do not include any editions or amendments subsequent to the date specified.
  - 1) Private and professional association standards:
    - A) A.M. Best Bond and Liability Insurance Ratings, available from A.M. Best Company, Ambest Road, Oldwick NJ 08858.
    - B) The following standards and recommended practices of the American National Standards Institute, Inc. (ANSI), which may be obtained from the American National Standards Institute, Inc., 1899 L Street, NW, 11<sup>th</sup> Floor, Washington DC 20036:
      - i) Standards
        - ANSI B-77.1 – 2006 Passenger Ropeways – Aerial Tramways, Aerial Lifts, Surface Lifts, Tows and Conveyors – Safety Requirements (2006); and
        - ANSI B30.5 – 2000 Safety Standard for Mobile and Locomotive Cranes (2006).
      - ii) Recommended Practices

ILLINOIS REGISTER

---

ILLINOIS DEPARTMENT OF LABOR

NOTICE OF EMERGENCY AMENDMENTS

ANSI SAE J-1241 Ground Vehicle Recommended Practices (1999).

- C) American Society for Nondestructive Testing, Inc. (ASNT) Recommended Practice No. SNT-TC-1A, (2006), which may be obtained from the American Society for Nondestructive Testing, Inc., 1711 Arlingate Lane, Columbus OH 43228.
- D) The following standards of the ASTM International (ASTM), which may be obtained from the ASTM International, 100 Barr Harbor Drive, West Conshohocken PA 19428:
- i) ASTM F770-18 Standard Practice for Ownership, Operation, Maintenance, and Inspection of Amusement Rides and Devices (2009);
  - ii) ASTM F2374-17 Standard Practice for Design, Manufacture, Operation, and Maintenance of Inflatable Amusement Devices (2010);
  - iii) ASTM F2007-12 Standard Practice for Design, Manufacture, and Operation of Concession Go-Karts and Facilities (2012);
  - iv) ASTM F2291-11 Standard Practice for Design of Amusement Rides and Devices (2011);
  - v) ASTM F2374-10 Standard Practice for Design, Manufacture, Operation, and Maintenance of Inflatable Amusement Devices (2010);
  - vi) ASTM F2374-17 Standard Practice for Design, Manufacture, Operation, and Maintenance of Inflatable Amusement Devices (2017);
  - vii) [ASTM F2970-20 Standard Practice for Design, Manufacturing, Installation, Operation, Maintenance, Inspection and Major Modifications of Trampoline Courts \(2020\);](#) and
  - viii) [ASTM F2974-18 Standard Guide for Auditing Amusement Rides and Devices \(2013\).](#)

ILLINOIS REGISTER

---

ILLINOIS DEPARTMENT OF LABOR

NOTICE OF EMERGENCY AMENDMENTS

- E) The following standards of the National Fire Protection Association (NFPA), which may be obtained from the National Fire Protection Association, 1 Battery\_march Park, Quincy MA 02169:
- i) NFPA 10, Standard for Portable Fire Extinguishers (2007);
  - ii) NFPA 30, Flammable and Combustible Liquids Code (2003);
  - iii) NFPA 70, National Electrical Code® – Article 525 Carnivals, Circuses, Fairs, and Similar Events (2005); and
  - iv) NFPA 701, Standard Methods of Fire Tests for Flame Propagation of Textiles and Films (1999).
- F) SAE J-1241-1999, Ground Vehicle Recommended Practice, which may be obtained from the Society of Automotive Engineers (SAE), 400 Commonwealth Drive, Warrendale PA 15096 (1999).
- G) Snell Helmet Safety Standards, which may be obtained from Snell Memorial Foundation Inc., 3628 Madison Avenue, North Highlands CA 95660 (1998).
- 2) Federal Regulations
- A) 29 CFR 1910.180 (2006); and
  - B) 29 CFR 1926.550(g) (2006).
- b) The following State statutes are referenced in this Part:
- 1) Freedom of Information Act [5 ILCS 140];
  - 2) Amusement Ride and Attraction Safety Act [430 ILCS 85];
  - 3) Illinois Controlled Substances Act [720 ILCS 570]; and
  - 4) Weights and Measures Act [225 ILCS 470].

ILLINOIS REGISTER

---

ILLINOIS DEPARTMENT OF LABOR

NOTICE OF EMERGENCY AMENDMENTS

(Source: Amended by Emergency Rule at 46 Ill. Reg. \_\_\_\_\_, effective January 1, 2022, for a maximum of 150 days)

**Section 6000.50 Permit, Inspection and Associated Fees**  
**EMERGENCY**

Fees assessed under the Act will be:

- a) Permit Fees
  - 1) Kiddie Rides: \$10 each
  - 2) Major Rides: \$25 each
  - 3) Other Amusement Attractions not otherwise specified: \$25 each
  - 4) Ski Lifts and Aerial Tramways: \$25 each
  - 5) Inflatable Amusement Attractions: \$10 each
  - 6) Permit Issued upon Resolution of a Stop Operation Order: \$10 each
  - 7) Rope Tows, Conveyors and Surface Lifts: \$25 each
  - 8) Coasters – Intermediate: \$25 each
  - 9) Coasters – Large: \$25 each
- b) Inspection Fees
  - 1) Kiddie Rides: \$45 each
  - 2) Major Rides: \$105 each
  - 3) Other Amusement Attractions not otherwise specified: \$105 each
  - 4) Ski Lifts and Aerial Tramways: \$365 each
  - 5) Inflatable Amusement Attractions:
    - A) Inflatable Unit less than 1,500 square feet: \$45 per each unit

ILLINOIS REGISTER

---

ILLINOIS DEPARTMENT OF LABOR

NOTICE OF EMERGENCY AMENDMENTS

- B) Inflatable Unit 1,500 square feet or greater: \$120 per each unit
- 6) Reinspection to Resolve a Stop Operation Order: \$250 each
- 7) Reinspection: \$30 each
- 8) Rope Tows, Conveyors and Surface Lifts: \$105 each
- 9) Coasters – Intermediate: \$235 each
- 10) Coasters – Large: \$365 each
- c) Administrative Hearing Fee: \$250 per hearing when a Notice of Violation or Stop Operation Order or fine has been successfully levied by the Department.
- d) An Expedited Site Inspection Fee is a surcharge that shall be paid by the operator to have its permit and inspection expedited. Expedited permit fees are assessed when an operator fails to notify the Department at least 30 calendar days in advance of operation and requests an inspection and permit. When the operator fails to properly notify the Department at least 30 calendar days in advance and requests an inspection and permit, the Department, absent proof that the operator could not reasonably comply with the 30 day requirement and that the request has not been made immediately after the need for a permit has been determined, may assess the following additional one-time site fee, which shall be paid prior to the Department issuing a permit:
  - 1) When the inspection is to be conducted during normal inspection hours (8:00 a.m. to 5:00 p.m. Central Standard Time) Tuesday through Friday, an additional fee of \$250 per site shall be assessed.
  - 2) When the inspection is to be conducted outside normal inspection hours, an additional fee of \$500 per site shall be assessed.
- e) When an operator cancels an inspection and fails to notify the Department or the inspector involved prior to the close of business the day prior to the scheduled inspection, the Department, depending upon the circumstances surrounding the cancellation and lack of notice prior to the close of business, may charge a one-time fee in the amounts set forth in subsection (d)(1) or (d)(2) for the cancelled inspection and rescheduling the inspection. This fee shall be paid prior to the Department issuing a permit.

ILLINOIS REGISTER

---

ILLINOIS DEPARTMENT OF LABOR

NOTICE OF EMERGENCY AMENDMENTS

(Source: Amended by Emergency Rule at 46 Ill. Reg. \_\_\_\_\_, effective January 1, 2022, for a maximum of 150 days)

**Section 6000.120 Requirements for Operation**

**EMERGENCY**

No amusement ride or amusement attraction shall be operated for public use at a carnival, amusement enterprise, or fair in this State without an attendant or assistant. The attendant and/or assistant may be an employee or volunteer.

- a) All attendants or assistants shall be at least 16 years of age.
- b) The attendant shall operate no more than one amusement ride or amusement attraction at any given time, even if automatic timing devices are used to control the time cycle of the amusement ride or amusement attraction.
- c) The attendant and/or assistant shall be trained in the proper use and operation of the amusement ride or amusement attraction as provided for in ASTM F770-18, ~~and~~ ASTM 2374-17, and ASTM F2970-20.
- d) The attendant and/or assistant shall ensure that all passenger safety devices are in place around patrons before starting.
- e) The attendant and/or assistant shall be within arm's length of the operators station when the amusement ride or amusement attraction is in use.
- f) The attendant and/or assistant shall not operate any amusement ride or amusement attraction while under the influence of alcohol or any drug or combination of drugs to a degree that renders the operator incapable of safely operating the amusement ride or amusement attraction. For the purposes of this Section, the term "drug" includes any substance defined as a drug by Section 102(t) of the Illinois Controlled Substance Act.
- g) The attendant and/or assistant shall ensure that no one is permitted on an amusement ride or amusement attraction while carrying any article, i.e., food, beverages, packages, lighted cigarettes, etc., which could endanger the rider or spectators.
- h) The record of attendant and assistant training required by subsection (c) shall be kept on file by the owner or operator and be made available to the inspector during inspection and upon request by the Department.

ILLINOIS REGISTER

---

ILLINOIS DEPARTMENT OF LABOR

NOTICE OF EMERGENCY AMENDMENTS

- i) The attendant and/or assistant shall not use a cellular phone or any other handheld mobile device except when the use is in conjunction with the operations of the [amusement](#) ride or [amusement](#) attraction and/or the performance of the attendant's/assistant's duties, nor shall an attendant and/or assistant engage in any other activities that distract the attendant/assistant from his or her duties while operating an amusement ride or [amusement](#) attraction.
- j) Each amusement ride or [amusement](#) attraction shall clearly post at each entrance of the amusement ride or [amusement](#) attraction the height requirements, age requirements and any other restrictions set forth by the manufacturer or any more stringent requirements above and beyond those set forth by the manufacturer and that are imposed by the operator.
- k) This subsection (k) does not apply to volunteers.
  - 1) The owner or operator has a duty to comply with all the requirements set forth in Section 2-20 of the Act regarding the employment of carnival or amusement enterprise workers, criminal history records checks, sex offender registry checks, and the maintenance of a substance abuse policy for carnival or amusement enterprise workers.
  - 2) The owner or operator shall be required to acknowledge in writing that the owner or operator understands its obligations under the Act and confirm that the required criminal history records check and national search of sex offender registry checks have been performed. Upon annual inspection or reinspection, the owner or operator shall provide written evidence that the criminal history records check and the sex offender registry check have been completed for each carnival or amusement enterprise worker in its employ. If the documentation is not available upon inspection, the Department may grant the owner or operator five calendar days to obtain and provide documentation to the Department showing that the checks were requested and the results were received for each carnival or amusement enterprise worker. An owner or operator shall provide copies of the results of the criminal records check and the sex offender registry checks to the Department upon inspection or upon request by the Department. These records shall be maintained by the owner or operator for a period of two years unless the records relate to an ongoing investigation or enforcement action under the Act, in which case the records must be maintained until after their destruction is authorized by the Department or court order.

ILLINOIS DEPARTMENT OF LABOR

NOTICE OF EMERGENCY AMENDMENTS

- 3) The owner or operator shall also be required to provide written documentation that ~~the owner or operator~~~~he or she~~ maintains a substance abuse policy that includes random drug testing of carnival or amusement enterprise workers.

(Source: Amended by Emergency Rule at 46 Ill. Reg. \_\_\_\_\_, effective January 1, 2022, for a maximum of 150 days)

**Section 6000.353 Trampoline Courts**  
**EMERGENCY**

- a) This Section shall govern all trampoline courts (courts) in operation on or after January 1, 2022. Courts subject to the Act must be in compliance with the inspection and permitting requirements of this Part by February 1, 2022.
- b) Trampoline courts must comply with ASTM 2970-20.
- c) In addition to the definitions in Section 6000.10, the following shall apply to and govern this Section 6000.353:

"Commissioning" means an action by the installer or other competent person of putting a new element or court into service for the owner or operator.

"Competent Person" means a person possessing the skills, knowledge, experience, training, and judgment to perform assigned tasks or activities satisfactorily, as determined by a reasonable person.

"Operating System" means the system or systems of processing a patron through the court.

"Operating Manual" means a document containing the procedures and forms for the operation of the court activity and equipment on the site.

"Third-Party Inspector" means a qualified person not directly employed by the operator of the court or parent company, original equipment manufacturer (OEM), or vendor, and not offering other services to the operator of the court or parent company, who is qualified via International Association of Trampoline Parks accreditation, NAARSO certification, or other equivalent certification to provide court inspections, as determined by the Department.

ILLINOIS REGISTER

---

ILLINOIS DEPARTMENT OF LABOR

NOTICE OF EMERGENCY AMENDMENTS

- d) This Section specifies the site, site approval, design, testing of equipment, management of the operation, operating procedures, and emergency provisions and procedures for courts. All courts shall meet the manufacturer's standards and specifications.
  
- e) Site Plan and Equipment Design and Construction
  - 1) All court operating system designs shall be reviewed and sealed by a licensed professional engineer. ASTM 2970-20 and other applicable standards shall be used as general guidance. The designer of the court is responsible for preparing the design report for the owner. The design report shall contain site plans, safety zones, drawings, a design evaluation, and specifications for equipment, platform, rigging system and safety equipment. The design report shall be submitted to the Department prior to the commissioning of the court and shall be maintained on site. The design evaluation included in the report shall consider the following:
    - A) Static and dynamic loads on anchors and components.
    - B) Fatigue limits or absolute component replacement intervals.
    - C) Fatigue limits for structures.
    - D) Protection against metallic corrosion.
    - E) Clearances and hazard analysis.
    - F) Platform, walkway, ladder and associated foundation size and load ratings, including factors of safety.
  - 2) An inspection by a third-party inspector shall be conducted each time a major design component is modified. Scheduled component replacements in accordance with manufacturer or designer maintenance procedures do not constitute a design modification.
  - 3) Courts shall be inspected by a third-party inspector annually. The information gathered from the inspection shall be presented in a report to the owner in accordance with the ASTM 2970-20 and industry standards or equivalent standards as approved by the Department. The inspection report shall be submitted to the Department at the time the application for a permit is submitted to the Department.

ILLINOIS REGISTER

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ILLINOIS DEPARTMENT OF LABOR

NOTICE OF EMERGENCY AMENDMENTS

- 4) Differences between the design as detailed in the engineer's report and evaluation, and the implemented installation by a competent person, shall be reconciled. Appropriate explanations of the differences, which may include modified drawings, procedures, analyses, and additional calculations, shall be appended to the original design report or engineering evaluation as applicable. Owner's manuals shall be updated to reflect the engineer's or manufacturer's acceptance of the modifications.
  - 5) A court commissioning plan, including an acceptance test procedure and report, shall be incorporated in the engineer's report. Commissioning and testing shall be conducted by a competent person.
  - 6) Any materials or data made available to or received by any agent or employee of the Department that contains information that is exempt from disclosure under Section 7 of the Freedom of Information Act [5 ILCS 140/7] shall not be disclosed.
- f) General Compliance Criteria
- 1) Equipment
    - A) There shall be adequate clear space above, below, and around the court to ensure participants will not strike or come into contact with any permanent object.
    - B) Equipment appropriate for applicable rescue, rescue plans, and personnel trained to retrieve a participant from anywhere within the court shall be present during court operation.
    - C) All parts and components shall be purchased from the manufacturer or shall only be manufacturer-approved replacement parts.
  - 2) Court Protection

Courts shall have appropriate safety devices, such as impact-absorbing materials, landing mats, or nets, installed per the manufacturer's design specifications and ASTM 2970-20. Descriptions and operating characteristics of the safety devices shall be included in the design drawings.
- g) Site Operating Manual and Documentation

ILLINOIS REGISTER

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ILLINOIS DEPARTMENT OF LABOR

NOTICE OF EMERGENCY AMENDMENTS

- 1) Each court shall have an operating manual for the safe operation of court activities on site. The operating manual and all amendments shall be on site and shall be freely available to operating staff and governing bodies.
- 2) The operating manual shall include the procedures that will be used by the court to meet the requirements of this Part.
- 3) The operating manual shall include, but not be limited to, the following:
  - A) A site plan.
  - B) A description of operating systems and equipment.
  - C) Job procedures, including training, for each task in the operating system. The staff training plan shall include documentation of training provided by a qualified industry training professional, including certificates verifying competency.
    - i) Court managers shall be 21 years of age or older and shall hold a current Red Cross first aid certificate and a current Red Cross cardiopulmonary resuscitation (CPR) certificate, or their equivalent. At least one court manager must be present on site at all times during court operation.
    - ii) Operating staff shall have complete knowledge of the operation of the court.
    - iii) At no time shall the ratio of participants to attendants and assistants exceed 32:1.
  - D) Job descriptions.
  - E) Sample of staff qualifications.
  - F) Staff selection procedures.
  - G) Maintenance standards and procedures.
  - H) Testing procedures and recording.
  - I) Criteria for the periodic equipment replacement.

ILLINOIS REGISTER

ILLINOIS DEPARTMENT OF LABOR

NOTICE OF EMERGENCY AMENDMENTS

- J) Emergency plan.
  - K) Reporting of injuries, damage, and incidents.
  - L) Requirements for maintaining logs, including:
    - i) Site
    - ii) Equipment
    - iii) Personnel
  - M) Records to be kept.
  - N) Inspection procedures, standards, and follow-up actions.
  - O) Examples of forms to be used.
- h) Emergency Plan and Provisions
- 1) Each court shall have an emergency plan including appropriate procedures to be followed in case of emergency that has been reviewed with the local police and fire departments by court management, and must maintain documentation that such review took place, including any recommendations provided by the police or fire department.
  - 2) Each court shall have a medium first aid kit and blankets on site.
- i) If a court meets all the equipment and inspection requirements of this Part, the Department shall issue an operating permit, subject to the applicant submitting the fees for Amusement Attractions required by Section 6000.50(a)(3) and (b)(3).
  - j) An owner or operator of a court that is permitted under the requirements of the Act and this Part may disclose or advertise such permit status. Misrepresentation of permit status shall be a violation of the Act. No owner or operator shall advertise any court as being otherwise endorsed or approved by the Department, in any advertisement, brochure, commercial, TV or radio show, or newspaper, or in any other public manner.

(Source: Added by Emergency Rule at 46 Ill. Reg. \_\_\_\_\_, effective January 1, 2022, for a maximum of 150 days)

ILLINOIS REGISTER

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ILLINOIS DEPARTMENT OF LABOR

NOTICE OF EMERGENCY AMENDMENTS

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