

RÉSUMÉ DIGEST

ACT 447 (HB 937)

2026 Regular Session

LaCombe

Prior law provided for the purpose of the Amusement Rides Safety Law.

New law amends the purpose of the Amusement Rides Safety Law.

Prior and existing law provides for definitions.

New law modifies definitions to remove references to inflatable amusement devices and removes the definitions for "inflatable amusement device" and "set-up inspector".

New law further modifies the definitions of "audit", "certificate of registration", and "third-party inspector".

Existing law requires the owner of an inflatable amusement device, amusement attraction, or amusement ride to provide for the initial registration of such device, attraction, or ride. Existing law further requires a registration application, a certain certificate of inspection, and a copy of certain general liability insurance to be submitted to the fire marshal. Existing law further requires the annual registration renewal of such devices, attractions, and rides.

New law retains existing law except that it removes all references to inflatable amusement devices from the registration requirement.

Existing law requires an owner to notify the office of state fire marshal if a plate or decal is lost or damaged. Existing law further requires that prior to receiving a new plate or decal, the owner shall return the damaged plate or decal to the office of state fire marshal and pay a \$30 fee.

New law retains existing law and further requires an owner to submit an attestation that the plate was lost to the office of state fire marshal.

Existing law requires certain third-party inspection of inflatable amusement devices, amusement attractions, and amusement rides. Existing law further prohibits the operation of such device, attraction, or ride unless a respective certificate of inspection has been provided by a third-party inspector and a certificate of registration has been issued by the fire marshal.

New law retains existing law except that it removes all references relative to an inflatable amusement device.

Prior law required a third-party inspector to provide notice, within 10 days, to the fire marshal when an inflatable amusement device, amusement attraction, or amusement ride does not comply with certain inspection requirements. Prior law further provided for the fire marshal to subsequently issue a cease and desist order to a respective operator, and such order shall not be lifted unless deficiencies have been remedied.

New law amends prior law to remove all references relative to an inflatable amusement device and decreases the notification time for a third-party inspector to report deficiencies to the fire marshal from 10 days to five days.

Prior law required an operator to notify the fire marshal at least five days prior to commencing the operation of an amusement attraction or amusement ride. Prior law further assessed a fine per ride or attraction if the operator notified the fire marshal less than five days prior to commencing operation as follows:

- (1) \$50 per ride or attraction for the first offense.
- (2) \$75 per ride or attraction for the second offense.
- (3) \$200 per ride or attraction for the third offense.
- (4) \$250 per ride or attraction for each additional offense thereafter.

New law provides that any operator who fails to notify the office of state fire marshal at least five days before commencing operations, or who fails to report any change in location or devices to the office of state fire marshal at least five days in advance, shall be fined \$50 per ride or attraction, per event.

New law provides that any operator who fails to provide written or electronic notification to the office of state fire marshal of his intent to commence operation of the amusement ride or amusement attraction shall be fined \$250 per ride or attraction, per event.

Prior law provided for a \$250 fine per ride or attraction if the operator notifies the fire marshal of a change in date or location less than five days prior to operation.

New law repeals prior law.

Prior law provided relative to the operation of inflatable amusement devices.

New law repeals prior law.

Prior law provided for set-up inspections. Prior law required an operator to have a set-up inspection conducted on all inflatable amusement devices, amusement attractions, and amusement rides at least once prior to their operation at each event in the state.

New law removes references to inflatable amusement devices and clarifies that the inspections are conducted by the office of state fire marshal.

Prior law provided for the set-up inspection to be conducted by a third-party inspector or an employee of the operator specially trained to perform a set-up inspection. Prior law further provided that if an inflatable amusement device, amusement attraction, or amusement ride complies with the requirements of a set-up inspection, the third-party inspector or set-up inspector is required to affix a tag to such device, attraction, or ride.

New law repeals prior law.

Prior law provided that if the inflatable amusement device, amusement attraction, or amusement ride is not in compliance with the requirements of a set-up inspection, the third-party inspector or set up inspector is required to cease operation of such device, attraction, or ride and provide notice to the fire marshal within two hours of the determination of noncompliance, and tag it accordingly.

New law removes references to inflatable amusement devices and replaces third-party inspector or set-up inspector with the fire marshal.

Existing law prohibits a person or firm from engaging in the testing and inspection or operation of an inflatable amusement device, amusement attraction, or amusement ride unless the person or firm holds a current or valid license as provided in prior and existing law.

Existing law prohibits a person or firm from aiding, abetting, facilitating, or otherwise assisting any unlicensed person or firm in the engagement of testing and inspecting or operating when such person or firm knew or should have known the latter person or firm was unlicensed.

Existing law authorizes the fire marshal to adopt administrative rules allowing the owner of an inflatable amusement device, amusement attraction, or amusement ride, or an employee of the owner to perform minor service and repairs of such device, attraction, or ride. Existing law requires the owner to document such service or repair and assume responsibility for all such service or repair.

New law retains existing law except that it removes all reference to inflatable amusement devices.

Prior law required a firm or operator applying for a firm license to obtain a license and endorsement to test and inspect or operate an inflatable amusement device, amusement attraction, or amusement ride.

New law removes any reference to inflatable amusement devices and clarifies that inspections are third-party.

Existing and prior law provides that an applicant for a third-party inspection firm license shall submit certain information to the state fire marshal.

New law clarifies that the certificates of insurance submitted to the fire marshal are from the firm's insurance company, removes the requirement that the certificates are original, and adds that the certificate of insurance documenting the firm has general liability coverage lists the fire marshal as certificate holder.

New law removes the requirement to submit an original certificate of insurance documenting that the firm has "Errors and Omissions" coverage in a minimum amount of \$1,000,000.

Existing and prior law provides that an applicant for an operating firm license shall submit certain information to the fire marshal.

New law removes any reference to inflatable amusement devices, clarifies that the certificate of insurance relative to general liability submitted to the fire marshal is from the firm's insurance company, and removes the requirement that certificates of insurance are original.

Prior law provided that to engage in the inspection or operation of an inflatable amusement device, amusement attraction, or amusement ride, an individual shall apply for and obtain a license and the respective relevant endorsement for inspection or operation.

New law removes references to inflatable amusement devices and clarifies that inspections are third-party.

Existing law requires the attainment of a license and respective endorsement to perform the set-up inspection of an inflatable amusement device, amusement attraction, or amusement ride. Authorized employees of the owners or operators of such a device, attraction, or ride to become licensed to perform the set-up inspection.

New law retains existing law except that it removes license endorsement for set-up inspection and adds that inspections are third-party.

Existing law provides the fire marshal with powers and duties, including conducting inspections, performing audits, and investigating accidents related to inflatable amusement devices, amusement attractions, or amusement rides.

New law retains existing law except it removes references to inflatable amusement devices.

Prior law authorized the fire marshal to assess and collect certain fees. Fees for the registration of each inflatable amusement device, amusement attraction, or amusement ride are as follows:

- (1) Initial Registration Fee:
 - (a) Inflatable amusement device: \$100
 - (b) Child or "Kiddie" amusement attraction or amusement ride: \$100
 - (c) Adult amusement attraction or amusement ride: \$200
- (2) Annual Renewal Fee:
 - (a) Inflatable amusement device: \$100
 - (b) Child or "Kiddie" amusement attraction or amusement ride: \$100
 - (c) Adult amusement attraction or amusement ride: \$200

Prior law provided for firm license fees as follows:

- (1) Initial Fee:
 - (a) Inspection endorsement: \$500
 - (b) Operation endorsement: \$500
- (2) Renewal Fee:
 - (a) Inspection endorsement: \$100
 - (b) Operation endorsement: \$100

Prior law provided licensing fees for an individual's license as follows:

- (1) Initial Fee:
 - (a) Third-party inspector endorsement: \$250
 - (b) Operator or Owner endorsement: \$250
 - (c) Set-up inspector endorsement: \$250
- (2) Renewal Fee:
 - (a) Third-Party inspector endorsement: \$50
 - (b) Operator or Owner endorsement: \$50
 - (c) Setup inspector endorsement: \$50

New law removes the authority of the fire marshal to assess and collect fees and removes all fees provided in prior law except as follows:

- (1) Registration and annual renewal of an amusement attraction ride:
 - (a) Child or "Kiddie" amusement attraction or amusement ride: \$100
 - (b) Adult amusement attraction or amusement ride: \$200
- (2) Third-party inspection or owner operator firm:
 - (a) Initial Fee: \$500
 - (b) Renewal Fee: \$250
- (3) Individual third-party or owner operator:
 - (a) Initial Fee: \$350
 - (b) Renewal: \$200

Prior law provided that licenses are valid for one year, unless a multi-year license is created. Requires a license to be renewed by the license holder within the 30 days prior to the license expiration date. Existing law authorizes the fire marshal to create a prorated fee system to allow employee license renewal dates to coincide with the firm license renewal date.

New law removes the requirement of a license to be renewed within 30 days prior to the license expiration date.

Prior law provided that a license not renewed within the 30 days prior to its expiration date is past due for renewal and subject to late fees. Required the license holder to pay a late fee penalty of \$25 for a license renewed within the first 45 days past the license expiration date and the license holder to pay a late fee penalty of \$50 for a license renewed between 46 and 60 days past the license expiration date.

New law instead provides relative to a firm filing an application for renewal of a license without payment of a late fee, after a license has expired. Provides that a late fee of \$125 shall be charged to any person who makes application for renewal of a license after 15 days following expiration.

Prior law required the fire marshal to suspend a license if the license is not renewed within 60 days past its expiration date or if the license holder has not maintained the license.

New law removes prior law.

Prior law provided a \$20 fee for a duplicate or replacement firm or individual license, regardless of how many endorsements are carried. Prior law further provided a cost of \$20 to transfer an individual license from one firm to another.

New law increases the fee for a duplicate or replacement license and to transfer an individual license from one firm to another from \$20 to \$25.

Prior and existing law prohibits a person, firm, operator, third-party inspector, or set-up inspector from engaging in certain acts.

New law removes references to inflatable amusement devices and repeals prior law relative to set-up inspections.

Existing law provides for certain procedures if an inspection of an inflatable amusement device, amusement ride, or amusement attraction finds that device in violation of standards in prior and existing law.

New law retains existing law except that it removes reference to inflatable amusement devices.

Prior law prohibited a person from operating an amusement attraction or amusement ride unless the person has either a policy of insurance in an amount of not less than \$1,000,000 insuring the operator against liability for injury suffered by persons riding the amusement attraction or ride or a bond in the amount of \$1,000,000, provided the aggregate liability of the surety does not exceed the face amount of the bond.

New law instead clarifies that the general liability insurance policy shall list the state fire marshal as the certificate holder and removes the provision allowing an operator to carry a bond in lieu of an insurance policy.

Prior law required verifying coverage to be filed with the office of state fire marshal, code enforcement and building safety.

New law clarifies that a certificate of insurance from the insurance company verifying coverage shall be filed with the office of state fire marshal, licensing division.

Prior law required the operator of an inflatable amusement device to have not less than \$300,000 of liability insurance or a bond in a like amount.

New law repeals prior law.

Existing law allows the fire marshal to assess civil penalties attributable to certain operators if not in compliance with prior and existing law.

New law retains existing law except that it removes references to inflatable amusement devices.

Existing law provides exemptions for certain inflatable amusement devices, amusement attractions, or amusement rides from prior and existing law.

New law retains existing law except that it removes references to inflatable amusement devices.

Existing law authorizes the state fire marshal to waive the requirement for an inflatable amusement device, an amusement attraction, amusement ride, or any respective component part to be inspected prior to operation in this state or respective component part has passed an inspection conducted by a public agency whose inspection standards and requirements are at least equal to the requirements and standards established in prior and existing law.

Existing law requires the state fire marshal to adopt and issue rules, establishing standards for the installation, repair, maintenance, use, operation, and inspection of inflatable amusement devices, amusement attractions, and amusement rides for the protection of the public.

New law retains existing law except that it removes reference to inflatable amusement devices and further adds a requirement for the state fire marshal to adopt and issue rules for the decommissioning of amusement attractions and amusement rides for the protection of the public.

Effective August 1, 2026.

(Amends R.S. 40:1484.2(A), 1484.3(6), (7), (8), and (14)-(25), 1484.4(A), (B)(intro. para.) and (3), (C)(1), and (D), 1484.5(A), (B)(1) and (3), 1484.6(B)-(E), 1484.8, 1484.9, 1484.11, 1484.13(A), (B)(3)-(7), (C)(2) and (3), 1484.14(A) and (D), 1484.16(7) and (10), 1484.18, 1484.19(1)-(3), 1484.20(1)-(4), 1484.22, 1484.23(A) and (B), 1484.24(C), 1484.25(intro. para.) and (2), 1484.26, 1484.27, and 1484.28; Repeals R.S.40:1484.3(26) and (27), 1484.6(F), 1484.7, 1484.13(B)(8), 1484.15, 1484.21, and 1484.23(E))