

# SENATE BILL No. 134

March 12, 1987, Introduced by Senators FESSLER and O'BRIEN and referred to the Committee on State Affairs, Tourism, and Transportation.

A bill to prescribe the duties and liabilities of roller skating center operators and persons who utilize roller skating centers; and to provide for the acceptance of certain risks by persons who utilize roller skating centers.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 1. This act shall be known and may be cited as the  
2 "roller skating safety act of 1987".

3       Sec. 2. As used in this act:

4       (a) "Emergency personnel" means police, fire, or other  
5 appropriate emergency medical personnel.

6       (b) "Operator" means a person or entity who owns or controls  
7 or who has operational responsibility for a roller skating  
8 center.

1 (c) "Roller skater" means a person wearing roller skates or  
2 a person not wearing roller skates while that person is in a  
3 roller skating center for the purpose of roller skating.

4 (d) "Roller skating center" means a building, facility, or  
5 premises which provides an area used for roller skating by the  
6 public.

7 (e) "Spectator" means a person who is present in a roller  
8 skating center only for the purpose of observing skating activi-  
9 ty, whether recreational or competitive.

10 Sec. 3. Each roller skating center operator shall do all of  
11 the following:

12 (a) Post the duties of roller skaters and spectators as pre-  
13 scribed in this act and the duties, obligations, and liabilities  
14 of operators as prescribed in this act in conspicuous places.

15 (b) Comply with the safety standards specified in the roller  
16 skating rink safety standards published by the roller skating  
17 rink operators association, (1980).

18 (c) Maintain roller skating equipment and roller skating  
19 surfaces according to the safety standards cited in subdivision  
20 (b).

21 (d) Maintain the stability and legibility of all required  
22 signs, symbols, and posted notices.

23 Sec. 4. While in a roller skating area, each roller skater  
24 shall do all of the following:

25 (a) Maintain reasonable control of his or her speed and  
26 course at all times.

1 (b) Read all posted signs and warnings.

2 (c) Maintain a proper lookout to avoid other roller skaters  
3 and objects.

4 (d) Accept the responsibility for knowing the range of his  
5 or her own ability to negotiate the intended direction of travel  
6 while on roller skates and to skate within the limits of that  
7 ability.

8 (e) Refrain from acting in a manner which may cause injury  
9 to others.

10 Sec. 5. Each person who participates in roller skating  
11 accepts the danger that inheres in that activity insofar as the  
12 dangers are obvious and necessary. Those dangers include, but  
13 are not limited to, injuries that can result from collisions with  
14 other roller skaters or other spectators, injuries that can  
15 result from falls, and injuries which may involve objects or  
16 artificial structures properly within the intended travel of the  
17 roller skater.

18 Sec. 6. (1) A roller skater or spectator involved in an  
19 accident causing injury to another person shall, to the extent  
20 that he or she is reasonably able, immediately notify the opera-  
21 tor or emergency personnel and shall clearly identify himself or  
22 herself.

23 (2) A roller skater or spectator involved in an accident  
24 causing an injury to himself or herself, but not to another  
25 person, shall, to the extent that he or she is reasonably able,  
26 immediately notify the operator or emergency personnel and shall  
27 clearly identify himself or herself.

1       (3) Upon receiving notice that a roller skater has been  
2 injured, the operator shall notify emergency personnel, unless  
3 the injured person or the parent or legal guardian of the injured  
4 person refuses assistance, or emergency personnel have already  
5 been called for assistance.

6       Sec. 7. A roller skater, spectator, or operator who vio-  
7 lates this act shall be liable in a civil action for damages for  
8 that portion of the loss or damage resulting from the violation.