



HOUSE BILL No. 5868

May 9, 1996, Introduced by Reps. Hammerstrom, Gire, Hill, McBryde, Jellema, Dalman, Pitoniak, Berman and Perricone and referred to the Committee on Regulatory Affairs.

A bill to regulate the manufacturing and assembling of public playground equipment; and to provide penalties.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. This act shall be known and may be cited as "the
2 playground equipment safety act".

3 Sec. 2. As used in this act:

4 (a) "Person" means an individual, partnership, corporation,
5 association, governmental entity, or other legal entity.

6 (b) "Public playground equipment" means apparatus, including
7 but not limited to slides, climbers, seesaws, and swings,
8 designed for the recreational use of children and located on
9 grounds open to the public.

10 Sec. 3. A person shall comply with the following standards
11 at any time that the person is engaged in the manufacture or
12 assembly of public playground equipment in this state:

1 (a) The "handbook for public playground safety" published
2 for the U.S. consumer products safety commission, which is incor-
3 porated by reference and is based upon recommendations provided
4 to the commission by the COMSIS corporation in March 1990 in
5 "development of human factors criteria for playground equipment
6 safety" by Donna Rattle, Melanie Morrison, and Neil Lerner.

7 (b) The "standard consumer safety performance specification
8 for playground equipment for public use, ASTM F1487-93", pub-
9 lished by the American society for testing and materials, which
10 is hereby incorporated by reference.

11 Sec. 4. (1) A person who violates this act is responsible
12 for the payment of a civil fine of not more than \$1,000.00.

13 (2) A default in the payment of a civil fine or costs
14 ordered under this act or an installment of the fine or costs may
15 be remedied by any means authorized under the revised judicature
16 act of 1961, Act No. 236 of the Public Acts of 1961, being sec-
17 tions 600.101 to 600.9947 of the Michigan Compiled Laws.

18 (3) Money collected under this section shall be deposited
19 into the children's trust fund established under section 1 of Act
20 No. 249 of the Public Acts of 1982, being section 21.171 of the
21 Michigan Compiled Laws.

22 Sec. 5. This act shall not take effect unless Senate Bill
23 No. _____ or House Bill No. 5869 (request no. 06882'96 a) of the
24 88th Legislature is enacted into law.