

CHAPTER 77

HOUSE BILL No. 2138

AN ACT concerning amusement rides; relating to insurance therefor; amending K.S.A. 40-4802 and repealing the existing section.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 40-4802 is hereby amended to read as follows: 40-4802. No amusement ride shall be operated in this state unless at the time of operation the owner has in effect an insurance policy, ~~written by an insurance company authorized to do business in Kansas~~, insuring the owner and operator against liability for bodily injury to persons arising out of the operation of the amusement ride. *The insurance policy shall be written by an insurance company doing business in Kansas.* Such insurance policy shall:

(a) Provide for coverage in an amount not less than \$1,000,000 except that this requirement shall not apply if the owner of such amusement ride is the state, any subdivision of the state or a not-for-profit organization organized under the laws of Kansas; and

(b) name as an additional insured any person contracting with the owner for the amusement ride's operation.

Sec. 2. K.S.A. 40-4802 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the statute book.

Approved April 6, 2005.
