

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)



115th MAINE LEGISLATURE

FIRST REGULAR SESSION-1991

Legislative Document

No. 267

H.P. 182

House of Representatives, February 1, 1991

Reference to the Committee on Business Legislation suggested and ordered printed.

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative TRACY of Rome.

Cosponsored by Senator KANY of Kennebec, Representative PAUL of Sanford and Representative DAGGETT of Augusta.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-ONE

**An Act to Prescribe the Duties and Liabilities of Roller-skating Rink
Operators and Persons Who Use Roller-skating Rinks.**

Be it enacted by the People of the State of Maine as follows:

2
4
8 MRSA c. 23, sub-c. I is enacted to read:

6
8
10
12
14
16
18
20
22
24
26
28
30
32
34
36
38
40
42
44
46
48
50
52

SUBCHAPTER I
ROLLER-SKATING SAFETY

8
10
12
14
16
18
20
22
24
26
28
30
32
34
36
38
40
42
44
46
48
50
52

§603. Short title

This subchapter is known and may be cited as the "Roller-skating Safety Act."

§604. Definitions

As used in this subchapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Operator. "Operator" means a person or entity who owns or controls, or who has operational responsibility for, a roller-skating rink. An operator may include the State or a political subdivision of the State.

2. Roller-skating rink. "Roller-skating rink" means a building, facility or premises that provides an area used for roller skating.

3. Skater. "Skater" means a person in a roller-skating rink for the purpose of skating.

4. Spectator. "Spectator" means a person who is present in a roller-skating rink for the purpose of observing recreational or competitive skating.

§605. Duties of operators

An operator shall:

1. Post duties. Post in conspicuous places of the roller-skating rink the duties of skaters as provided in this subchapter;

2. Compliance with standards. Comply with the safety standards specified in the roller-skating rink safety standards adopted by a national roller-skating rink operators association;

3. Maintain equipment. Maintain roller-skating equipment and roller-skating surfaces according to the safety standards in subsection 2; and

4. Stability and legibility of notices. Maintain the stability and legibility of all required signs, symbols and posted notices.

2
4
6
8
10
12
14
16
18
20
22
24
26
28
30
32
34
36
38

§606. Duties and conduct of skaters

1. Ability. Each skater is responsible for knowing the range of that skater's ability to travel while on roller skates and to skate within the limits of that ability.

2. Control. Each skater shall maintain control of the skater's speed and course at all times when skating and be alert and observant as to avoid other skaters, spectators and objects. A skater attempting to overtake other skaters is primarily responsible for avoiding collision with objects and other skaters in that skater's field of vision.

§607. Inherent dangers

The dangers inherent in roller skating are obvious, and each person who participates in roller skating must be aware of and accept those dangers. Those dangers include, but are not limited to, injuries that result from collisions with other skaters or spectators, injuries that result from falls and injuries that involve objects or artificial structures properly within the intended travel of the skater that are not otherwise attributable to a breach of the operator's common law duties.

§608. Violation; liability

A skater or operator who violates this subchapter is liable in a civil action for damages resulting from the violation.

STATEMENT OF FACT

This bill prescribes the duties and liabilities of roller-skating rink operators and persons who use roller-skating rinks. The bill also provides for the acceptance of certain risks by persons who utilize roller-skating rinks.