

(C) EFFECT ON OTHER LICENSING LAWS.

THIS TITLE DOES NOT PREVENT THE LICENSING OF CARNIVALS, FAIRS, OR AMUSEMENT ATTRACTIONS BY THE STATE OR A POLITICAL SUBDIVISION OF THE STATE.

(D) EFFECT ON OCCUPATIONAL SAFETY AND HEALTH ACT.

THIS TITLE DOES NOT REPEAL OR MODIFY THE MARYLAND OCCUPATIONAL SAFETY AND HEALTH ACT.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 89, § 66.

In subsection (a) of this section, the reference to "coin-activated" is substituted for the former reference to "coin-operated" for accuracy.

Also in subsection (a) of this section, the words "access to the place where the amusement ride is located" are substituted for the former words "the use of the equipment" for clarity and accuracy.

In subsections (b) and (d) of this section, the words "repeal or modify" are substituted for the former word "preempt" for precision. Similarly, in subsection (c) of this section, the word "prevent" is substituted for the former word "preempt" for precision.

Other laws that relate to amusement parks appear elsewhere in the Code. See, e.g., Art. 2B, § 39C of the Code, which requires an operator of an amusement park in Washington County to obtain a license to sell beer in the amusement park; and Art. 25, § 27 of the Code, which requires an amusement park in certain counties to obtain a permit from the county commissioners before operating.

Defined terms: "Amusement attraction" § 3-101

"Amusement ride" § 3-101

"Carnival" § 3-101

"Fair" § 3-101

3-104. ASSUMPTION OF RISK.

THE PURCHASE OF A TICKET TO A CARNIVAL OR AMUSEMENT RIDE IS NOT AN ASSUMPTION OF RISK BY THE BUYER.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 56, § 158A.

The Business Regulation Article Review Committee notes, for consideration by the General Assembly, that former Art. 56, § 158A was not part of the subtitle on amusement park safety, former Art. 89, §§ 65 through 81. Therefore, the intent of the use of the words "amusement ride" and "carnival" in former Art. 56, § 158A may not have been to use those words as defined in former Art. 89, § 65(d) and (f), respectively — now revised as §