



# Senate

General Assembly

**File No. 139**

January Session, 2009

Substitute Senate Bill No. 825

*Senate, March 23, 2009*

The Committee on Public Safety and Security reported through SEN. STILLMAN of the 20th Dist., Chairperson of the Committee on the part of the Senate, that the substitute bill ought to pass.

## ***AN ACT CONCERNING PAINTBALL SAFETY.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1       Section 1. (NEW) (*Effective October 1, 2009*) No paintball facility shall  
2       allow any person under eighteen years of age to use a paintball gun at  
3       such facility without (1) instruction in procedures for the safe use of  
4       paintball equipment, or (2) presentation of a certificate attesting to  
5       such person's completion of such instruction. Such instruction may  
6       include, but need not be limited to: (A) A short video presentation of  
7       proper safety equipment and procedures, (B) verbal instruction by the  
8       staff of the paintball facility, or (C) a short written or oral examination  
9       concerning safety measures for the participant followed by an  
10       explanation of any incorrect responses. After successful completion of  
11       such instruction, the paintball facility shall issue a certificate attesting  
12       to such completion to the participant.

13       Sec. 2. (NEW) (*Effective October 1, 2009*) (a) No person under  
14       eighteen years of age shall use a paintball gun on any public or private

15 property unless such person is wearing an eye protective device which  
 16 meets the American Society of Testing and Materials specification  
 17 F1776-01. Failure to comply with this section shall not be a violation or  
 18 an offense. Failure to wear an eye protective device required by this  
 19 subsection shall not be considered to be contributory negligence on the  
 20 part of the parent or such person nor shall such failure be admissible in  
 21 any civil action.

22 (b) A law enforcement officer may issue a verbal warning to the  
 23 parent or guardian of a person who has failed to comply with the  
 24 provisions of subsection (a) of this section.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2009	New section
Sec. 2	October 1, 2009	New section

**PS**            *Joint Favorable Subst.*