

1st Sub. H.B. 187

RECREATIONAL USE OF PUBLIC WATERS ON PRIVATE PROPERTY

Representative **Jack R. Draxler** proposes the following amendments:

1. Page 6, Line 173:

173 (2) { ~~Except as provided by Subsection (5), a~~ } A person may engage in a recreational

2. Page 7, Lines 192 through 200

House Committee Amendments

2-23-2009:

192 { ~~(5) (a) A person may not ~~fish~~ engage in a recreational activity ~~in~~ :~~

193 ~~— ~~fish~~ ~~(a)~~ (i) ~~in a public water:~~~~

194 ~~— ~~fish~~ ~~(i)~~ (A) ~~listed in Section 73-6a-202; and~~~~

195 ~~— ~~fish~~ ~~(ii)~~ (B) ~~located on or adjacent to property to which access is restricted; and~~~~

196 ~~— ~~fish~~ ~~(b)~~ (ii) ~~within ~~500~~ 150 ~~feet~~ or within view, whichever is~~~~

196a ~~closer, ~~of a single family dwelling that is built before May 12, 2009, and~~~~

197 ~~qualifies for the residential exemption under Section 59-2-103 if the owner of the single family~~

198 ~~dwelling posts a notice visible from the bed indicating the segment of public water in which~~

199 ~~~~fish~~ ~~(fishing)~~ a recreational activity ~~is prohibited by this section:~~~~

199a ~~— ~~fish~~ (b) Notwithstanding Subsection (5)(a), a person may walk within the bed of a public~~

199b ~~water described by Subsection (5)(a) from an entrance to the bed described in Subsection (4) to~~

199c ~~a segment of the public water in which a recreational activity is allowed by this part. ~~fish~~ }~~

200 { ~~(6)~~ } (5) A person may not engage in a recreational activity authorized by Subsection (2) if