

H.B. 347

LANDOWNER LIABILITY AMENDMENTS

SENATE FLOOR AMENDMENTS

AMENDMENT 2

MARCH 12, 2013 10:59 AM

Senator **J. Stuart Adams** proposes the following amendments:

1. *Page 4, Lines 112 through 118:*

112 ~~[57-14-3].~~ 57-14-201. Owner owes no duty of care or duty to give warning --
113 Exceptions.
114 Except as provided in Subsections ~~[57-14-6]~~ 57-14-204(1) and (2) ~~{-and Part 3, Liability~~
115 115 Relating to Trespassers} , an owner of land owes no duty of care to keep the ~~[premises]~~ land safe
116 for entry or use by any person entering or using the ~~[premises]~~ land for any recreational
117 purpose or to give ~~[any]~~ warning of a dangerous condition, use, structure, or activity on ~~[those~~
118 ~~premises to that person]~~ the land.

2. *Page 8, Lines 226 through 230*

House Floor Amendments

3-4-2013:

226 (1) Notwithstanding Section 57-14-202 to the contrary, a person may not make a claim
227 against or recover from an owner of ~~H→~~ any ~~←H~~ land , as defined in this chapter, including land ~~H→~~
 {+} in developed or improved, urban or
227a semi-rural areas ~~{+}~~ ~~←H~~
228 opened to the general public without charge, such as a lake, pond, park, trail, waterway, or
229 other recreation site, for personal injury or property damage caused by the inherent risks of
230 participating in an activity with a recreational purpose on the land.