

Landowner Liability Amendments
2025 GENERAL SESSION
STATE OF UTAH
Chief Sponsor: David Shallenberger

LONG TITLE

General Description:

This bill amends the definition of "recreational purpose" in the context of landowner liability.

Highlighted Provisions:

This bill:

- ▶ adds new activities to the definition of "recreational purpose" in the context of landowner liability; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

57-14-102, as last amended by Laws of Utah 2024, Chapter 399

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **57-14-102** is amended to read:

57-14-102 . Definitions.

As used in this chapter:

- (1) "Charge" means the admission price or fee asked in return for permission to enter or go upon the land.
- (2) "Child" means an individual who is 16 years old or younger.
- (3)(a) "Land" means any land within the state boundaries.
(b) "Land" includes roads, railway corridors, water, water courses, private ways and buildings, structures, and machinery or equipment when attached to the realty.
- (4) "Owner" means the possessor of any interest in the land, whether public or private land, including a tenant, a lessor, a lessee, an occupant, or person in control of the land.

- 32 (5) "Person" includes any ~~[person]~~ individual, regardless of age, maturity, or experience,
33 who enters upon or uses land for recreational purposes.
- 34 (6) "Recreational purpose" includes any of the following or any combination of the
35 following:
- 36 (a) hunting;
 - 37 (b) fishing;
 - 38 (c) swimming;
 - 39 (d) skiing;
 - 40 (e) snowshoeing;
 - 41 (f) camping;
 - 42 (g) picnicking;
 - 43 (h) hiking;
 - 44 (i) studying nature;
 - 45 (j) waterskiing;
 - 46 (k) engaging in water sports;
 - 47 (l) engaging in equestrian activities;
 - 48 (m) using boats;
 - 49 (n) mountain biking;
 - 50 (o) riding narrow gauge rail cars on a narrow gauge track that does not exceed 24 inch
51 gauge;
 - 52 (p) using off-highway vehicles or recreational vehicles;
 - 53 (q) viewing or enjoying historical, archaeological, scenic, or scientific sites;
 - 54 (r) aircraft operations;
 - 55 (s) equestrian activity, skateboarding, skydiving, paragliding, hang gliding, roller
56 skating, ice skating, walking, running, jogging, bike riding, or in-line skating;
 - 57 (t) rock climbing;
 - 58 (u) climbing a via ferrata route;
 - 59 (v) target shooting; or
 - 60 ~~[(w)]~~ (w) any other similar activity or combination of similar activities.
- 61 (7) "Serious physical injury" means any physical injury or set of physical injuries that:
62 (a) seriously impairs a person's health;
63 (b) was caused by use of a dangerous weapon as defined in Section 76-1-101.5;
64 (c) involves physical torture or causes serious emotional harm to a person; or
65 (d) creates a reasonable risk of death.

66 (8) "Trespasser" means a person who enters on the land of another without:

67 (a) express or implied permission; or

68 (b) invitation.

69 Section 2. **Effective Date.**

70 This bill takes effect on May 7, 2025.