

**Superseded 5/14/2019**

**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 of age or younger.
- (3) "Inherent risks" means those dangers, conditions, and potentials for personal injury or property damage that are an integral and natural part of participating in an activity for a recreational purpose.
- (4)
  - (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.
- (5) "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.
- (6) "Person" includes any person, regardless of age, maturity, or experience, who enters upon or uses land for recreational purposes.
- (7) "Recreational purpose" includes, but is not limited to, any of the following or any combination thereof:
  - (a) hunting;
  - (b) fishing;
  - (c) swimming;
  - (d) skiing;
  - (e) snowshoeing;
  - (f) camping;
  - (g) picnicking;
  - (h) hiking;
  - (i) studying nature;
  - (j) waterskiing;
  - (k) engaging in water sports;
  - (l) engaging in equestrian activities;
  - (m) using boats;
  - (n) mountain biking;
  - (o) riding narrow gauge rail cars on a narrow gauge track that does not exceed 24 inch gauge;
  - (p) using off-highway vehicles or recreational vehicles;
  - (q) viewing or enjoying historical, archaeological, scenic, or scientific sites;
  - (r) aircraft operations; and
  - (s) equestrian activity, skateboarding, skydiving, paragliding, hang gliding, roller skating, ice skating, walking, running, jogging, bike riding, or in-line skating.
- (8) "Serious physical injury" means any physical injury or set of physical injuries that:
  - (a) seriously impairs a person's health;
  - (b) was caused by use of a dangerous weapon as defined in Section 76-1-601;
  - (c) involves physical torture or causes serious emotional harm to a person; or
  - (d) creates a reasonable risk of death.
- (9) "Trespasser" means a person who enters on the land of another without:
  - (a) express or implied permission; or
  - (b) invitation.