

S.B. 32

LIMITATION OF LANDOWNER LIABILITY FOR PUBLIC RECREATION

SENATE FLOOR AMENDMENTS

AMENDMENT 1

JANUARY 21, 2005 10:16 AM

Senator **Gregory S. Bell** proposes the following amendments:

1. *Page 1, Line 17:*

- 17 • riding certain rail cars ~~{or other recreational rail conveyances}~~ on a narrow gauge track ;

2. *Page 1, Lines 18 through 23:*

- 18 ▶ provides that the state or a subdivision of the state is not considered to have charged
19 an admission fee for use of a railway corridor if the state or a political subdivision
20 of the state owns the railway corridor, allows recreational use of the corridor, and
21 does not charge a fee for that use, even if the user pays a fee to travel on a privately
22 owned rail car ~~{or other recreational conveyance}~~ that crosses over the railway
23 corridor; and

3. *Page 3, Line 59:*

- 59 (o) riding narrow gauge rail cars ~~{or other recreational rail conveyances}~~ on a narrow gauge track that does not exceed 24 inch gauge ;

4. *Page 3, Line 86 through Page 4, Line 92:*

- 86 (5) The state or a subdivision of the state that owns property purchased for a railway
87 corridor is considered not to have charged for use of the railway corridor within the meaning of
88 Subsection (1)(c), even if the user pays a fee for travel on a privately owned rail car ~~{or other~~
89 ~~recreational rail conveyance}~~ that crosses or travels over the railway corridor if the state or a
90 subdivision of the state:
91 (a) allows recreational use of the railway corridor and its surrounding area; and
92 (b) does not charge a fee for that use.