

1st Sub. S.B. 98
GOVERNMENTAL IMMUNITY FOR TRAILS

Senator **D. Chris Buttars** proposes the following amendments:

1. *Page 2, Lines 30 through 33:*

30 ▶ provides that a person who is injured or suffers property damage while participating
31 in a recreational activity may not seek recovery from the owner of property that is
32 made available to a county, municipality, ~~{-or an independent}~~ special district , or local district for
33 recreational activity purposes; and

2. *Page 7, Lines 187 through 197:*

187 (2) Notwithstanding anything in Sections 78-27-37, 78-27-38, 78-27-39, 78-27-40,
188 78-27-41, 78-27-42, and 78-27-43 to the contrary, no person may make a claim against or
189 recover from any of the following entities for personal injury or property damage resulting
190 from any of the inherent risks of participating in a recreational activity:

191 (a) a county, municipality, ~~{-or independent}~~ special district under Title 17A, ~~{-Chapter 2;~~
192 Independent} Special Districts~~[- for personal injury or property damage resulting from any of the~~
193 ~~inherent risks of participating in a recreational activity.]~~ or local district under Title 17B, Chapter 2, Local
Districts ; or

194 (b) the owner of property that is leased, rented, or otherwise made available to a
195 county, municipality, ~~{-or an independent}~~ special district as defined under Title 17A, ~~{-Chapter 2;~~
196 Independent} Special Districts, or ~~{-a}~~ local district as defined under Title 17B, Chapter 2, Local
197 Districts, for the purpose of providing or operating a recreational activity.