

H.B. 68

OFF-HIGHWAY VEHICLE OPERATOR RESPONSIBILITIES

HOUSE FLOOR AMENDMENTS

AMENDMENT 1

FEBRUARY 11, 2011 10:47 AM

Representative **Michael E. Noel** proposes the following amendments:

1. *Page 1, Lines 13 through 14:*

13 ▶ provides that an off-highway vehicle operator who is 18 years of age or older shall ~~{-}~~
14 ~~_____~~ } accept ~~{-all}~~ legal responsibility for injury or damage of any kind to the extent that

2. *Page 1, Line 17:*

17 ~~{_____}~~ ▶ requires an operator of an off-highway vehicle to regulate personal conduct at all
times so that injury to self or
other persons or

3. *Page 2, Line 29:*

29 action ~~{-}~~ ;
▶ provides that these provisions do not affect a passenger's cause of action or ability to recover for
injuries; and
▶ provides that these provisions do not affect an off-highway vehicle owner's liability for negligent
entrustment.

4. *Page 2, Lines 41 through 44:*

41 (1) (a) An off-highway vehicle operator who is 18 years of age or older shall ~~{-}~~
42 ~~_____~~ ~~{i}~~ } accept ~~{-all}~~ legal responsibility for injury or damage of any kind to the extent that the
43 injury or damage results from risks inherent in the sport of off-highway vehicle use ~~{-and}~~ ;
44 ~~{(ii)}~~ (2)(a) An off-highway vehicle operator shall regulate personal conduct at all times so
that injury to self or other persons or

5. *Page 3, Lines 67 through 69:*

67 (3) The provisions of this section do not affect a products liability cause of action
68 based upon ~~{the}~~ proper warning, design , or manufacture of off-highway equipment or products
or safety
69 equipment used incidental to the operation of an off-highway vehicle.
(4) The provisions of this section do not affect a passenger's cause of action or ability to recover
for injuries.
(5) The provisions of this section do not affect an off-highway vehicle owner's liability for negligent

entrustment.