

1 **LIMITS ON LANDOWNER LIABILITY FOR PUBLIC**

2 **RECREATION**

3 2012 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Roger E. Barrus**

6 Senate Sponsor: Todd Weiler

8 **LONG TITLE**

9 **General Description:**

10 This bill modifies a provision relating to limitations on the liability of a landowner
11 whose land is used for public recreation.

12 **Highlighted Provisions:**

13 This bill:

- 14 ▶ modifies the definition of recreational purposes to include aircraft operations.

15 **Money Appropriated in this Bill:**

16 None

17 **Other Special Clauses:**

18 None

19 **Utah Code Sections Affected:**

20 AMENDS:

21 **57-14-2**, as last amended by Laws of Utah 2005, Chapter 88

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

24 Section 1. Section **57-14-2** is amended to read:

25 **57-14-2. Definitions.**

26 As used in this chapter:

27 (1) (a) "Land" means any land within the territorial limits of Utah.

28 (b) "Land" includes roads, railway corridors, water, water courses, private ways and
29 buildings, structures, and machinery or equipment when attached to the realty.

30 (2) "Owner" includes the possessor of any interest in the land, whether public or
31 private land, a tenant, a lessor, a lessee, and an occupant or person in control of the premises.

32 (3) "Recreational purpose" includes, but is not limited to, any of the following or any
33 combination thereof:

34 (a) hunting;

35 (b) fishing;

36 (c) swimming;

37 (d) skiing;

38 (e) snowshoeing;

39 (f) camping;

40 (g) picnicking;

41 (h) hiking;

42 (i) studying nature;

43 (j) waterskiing;

44 (k) engaging in water sports;

45 (l) engaging in equestrian activities;

46 (m) using boats;

47 (n) mountain biking;

48 (o) riding narrow gauge rail cars on a narrow gauge track that does not exceed 24 inch
49 gauge;

50 (p) using off-highway vehicles or recreational vehicles; ~~and~~

51 (q) viewing or enjoying historical, archaeological, scenic, or scientific sites[-]; and

52 (r) aircraft operations.

53 (4) "Charge" means the admission price or fee asked in return for permission to enter
54 or go upon the land.

55 (5) "Person" includes any person, regardless of age, maturity, or experience, who enters
56 upon or uses land for recreational purposes.