

SECOND REGULAR SESSION

HOUSE BILL NO. 1617

93RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES McGHEE (Sponsor), MUNZLINGER, NANCE, WELLS, WRIGHT (159), DAY, BEAN, SMITH (150), BEARDEN, TILLEY, JETTON, LOEHNER, WILSON (119), SILVEY, WALLACE, BROWN (30), BLACK, BROWN (50), JONES, NIEVES, KELLY, AVERY, LAMPE, CHAPPELLE-NADAL AND SCHAD (Co-sponsors).

Read 1st time February 1, 2006 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

4832L.01I

AN ACT

To repeal section 537.347, RSMo, and to enact in lieu thereof one new section relating to landowner liability.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 537.347, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 537.347, to read as follows:

537.347. Except as provided in sections 537.345 to 537.348, an owner of land who directly or indirectly invites or permits any person to enter his **or her** land for recreational use, without charge, whether or not the land is posted, **or who directly or indirectly invites or permits any person to enter his or her land for recreational use in compliance with a state-administered recreational access program**, does not thereby:

- (1) Extend any assurance that the premises are safe for any purpose;
- (2) Confer upon such person the status of an invitee, or any other status requiring of the owner a duty of special or reasonable care;
- (3) Assume responsibility for or incur liability for any injury to such person or property caused by any natural or artificial condition, structure or personal property on the premises; or
- (4) Assume responsibility for any damage or injury to any other person or property caused by an act or omission of such person.

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EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.