

HB 1978 -- Duties and Liabilities of Ski Area Operators and Skiers

Sponsor: Sutherland

This bill specifies the duties and liabilities of ski area operators and skiers regarding the risk and legal responsibility for any injury, death, or loss to person or property that results from the inherent risks of skiing. A ski area operator, a tramway passenger, freestyler, competitor, or a skier is liable for an injury, death, or loss to person or property caused by the failure to fulfill his or her responsibilities and will not be entitled to recover any damages for the injury, death, or loss.

No ski area operator will be liable for injury, death, or loss to person or property suffered by any skier using a tubing park or the injury, death, or loss caused by course design, maintenance, or conditions that visual inspection should have revealed; collision with another skier; or caused by course, venue, or area conditions. An operator will further be free from liability for an injury, death, or loss of person or property suffered by any competitor or freestyler using a freestyle terrain who is given an opportunity to visually inspect the terrain and the inspection should have revealed the conditions or by collision with a spectator, competition official, ski area personnel, or another competitor or freestyler.