



General Assembly

January Session, 2003

**Amendment**

LCO No. 6603

\*SB0097806603SD0\*

Offered by:

SEN. MCDONALD, 27<sup>th</sup> Dist.

To: Subst. Senate Bill No. 978

File No. 586

Cal. No. 361

**"AN ACT CONCERNING MUNICIPAL LIABILITY FOR  
RECREATIONAL LAND USE."**

1 In line 28, after "activities" and before the semicolon insert the  
2 following:

3 ", including, but not limited to, forests, wooded areas, natural  
4 coastlines, natural bodies of water and natural watercourses"

5 After the last section, add the following and renumber sections and  
6 internal references accordingly:

7 "Sec. 501. Section 52-557f of the general statutes is repealed and the  
8 following is substituted in lieu thereof (*Effective October 1, 2003*):

9 As used in sections 52-557f to 52-557i, inclusive:

10 (1) "Charge" means the admission price or fee asked in return for  
11 invitation or permission to enter or go upon [the] land, provided, in  
12 any case in which the owner is a political subdivision of the state,

13 "charge" shall not be construed to include any tax;

14 (2) "Land" means (A) land, roads, water, watercourses, private ways  
15 and buildings, structures, and machinery or equipment when attached  
16 to the realty, or (B) natural or unimproved land. For the purposes of  
17 this section, "natural or unimproved land" means natural land or other  
18 unimproved property of a political subdivision of the state, including,  
19 but not limited to, forests, wooded areas, natural coastlines, natural  
20 bodies of water and natural watercourses of such political subdivision;

21 (3) "Owner" means the possessor of a fee interest [,] or a tenant,  
22 lessee, occupant or person in control of the premises, and includes a  
23 political subdivision of the state solely with respect to its fee, leasehold  
24 or other interest in natural or unimproved land;

25 (4) "Recreational purpose" includes, but is not limited to, any of the  
26 following, or any combination thereof: Hunting, fishing, swimming,  
27 boating, camping, picnicking, hiking, pleasure driving, nature study,  
28 water skiing, snow skiing, ice skating, sledding, hang gliding, sport  
29 parachuting, hot air ballooning and viewing or enjoying historical,  
30 archaeological, scenic or scientific sites.

31 Sec. 502. Subsection (e) of section 25-43c of the general statutes is  
32 repealed and the following is substituted in lieu thereof (*Effective*  
33 *October 1, 2003*):

34 (e) No water company complying with the provisions of this section  
35 that permits any recreational activity on any lands or waters that such  
36 water company owns, controls or has the right to use in carrying out  
37 its water utility operations shall be liable in damages except with  
38 respect to wilful or wanton conduct for injury or property damage to  
39 any person who enters upon [its] any such lands or waters. [under the  
40 provisions of this section.]"