



General Assembly

February Session, 2012

Raised Bill No. 445

LCO No. 2462

02462_____JUD

Referred to Committee on Judiciary

Introduced by:
(JUD)

AN ACT CONCERNING LIABILITY FOR THE RECREATIONAL USE OF LAND.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 52-557f of the 2012 supplement to the general
2 statutes is repealed and the following is substituted in lieu thereof
3 (*Effective October 1, 2012*):

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

5 (1) "Charge" means the admission price or fee asked in return for
6 invitation or permission to enter or go upon the land;

7 (2) "Land" means land, roads, water, watercourses, private ways
8 and buildings, structures, and machinery or equipment when attached
9 to the realty, except that if the owner is a municipality, political
10 subdivision of the state, municipal corporation, special district or
11 water or sewer district: (A) "Land" does not include a swimming pool,
12 public beach, boardwalk, playing field or court, playground,
13 designated spectator area, structure to provide seating for spectators at
14 such pool, beach, boardwalk, field, court or playground, paved

15 sidewalk open to the public for pedestrian use, building with electrical
16 service, or machinery when attached to the realty, that is also within
17 the possession and control of the municipality, political subdivision of
18 the state, municipal corporation, special district or water or sewer
19 district; and (B) "road" does not include a paved public through road
20 that is open to the public for the operation of four-wheeled private
21 passenger motor vehicles;

22 (3) "Owner" means the possessor of a fee interest, a tenant, lessee,
23 occupant or person in control of the premises. "Owner" includes, but is
24 not limited to, a municipality, political subdivision of the state,
25 municipal corporation, special district or water or sewer district;

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

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2012	52-557f

Statement of Purpose:

To amend the definition of "land" under the Recreational Land Use Act with respect to land owned by a municipality, political subdivision of the state, municipal corporation, special district or water or sewer district to exclude public beaches, boardwalks, designated spectator areas and structures, and paved sidewalks open to the public for pedestrian use.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]