



General Assembly

January Session, 2013

***Raised Bill No. 987***

LCO No. 3670



Referred to Committee on JUDICIARY

Introduced by:  
(JUD)

***AN ACT CONCERNING THE MAINTENANCE OF TREES BY HOMEOWNERS.***

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

- 1 Section 1. (NEW) (*Effective October 1, 2013*) (a) Each owner of real  
2 property shall visually inspect such owner's property and remove  
3 from such property any tree or tree limb that, based upon such visual  
4 inspection, appears to be in an unhealthy or potentially dangerous  
5 condition.
- 6 (b) An owner of real property shall be deemed to have constructive  
7 notice of the disease or defect of a tree located on such owner's real  
8 property if such owner receives or refuses to receive a letter sent by  
9 certified mail that states a tree located on such owner's real property  
10 appears to be diseased or have a defect.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>October 1, 2013</i>	New section
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**Statement of Purpose:**

To establish that a property owner has constructive notice of a tree's defect if such owner receives or refuses to receive a certified letter notifying such owner of the tree's defect, and to require property owners to visually inspect their property and remove trees and tree limbs that visually appear to be unhealthy or in a potentially dangerous condition.

*[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.]*