

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007
4

A Bill

HOUSE BILL 2324

5 By: Representative Burris
6 By: Senator Whitaker
7

For An Act To Be Entitled

10 AN ACT TO ENCOURAGE A LANDOWNER TO MAKE LAND AND
11 WATER AREAS AVAILABLE TO THE PUBLIC FOR
12 RECREATIONAL PURPOSES; TO LIMIT THE LIABILITY OF
13 A LANDOWNER WHO ALLOWS THE PUBLIC TO USE THE
14 LANDOWNER'S PROPERTY FOR RECREATIONAL PURPOSES;
15 AND FOR OTHER PURPOSES.
16

Subtitle

17 TO ENCOURAGE A LANDOWNER TO MAKE LAND
18 AND WATER AREAS AVAILABLE TO THE PUBLIC
19 FOR RECREATIONAL USE AND TO LIMIT THE
20 LIABILITY OF A LANDOWNER WHO ALLOWS THE
21 PUBLIC TO USE THE LANDOWNER'S PROPERTY
22 FOR RECREATIONAL PURPOSES.
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26 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
27

28 SECTION 1. Arkansas Code § 18-11-302(3), concerning the definition of
29 "owner", is amended to read as follows:

30 (3) "Owner" means the possessor of a fee interest, a tenant,
31 lessee, holder of a conservation easement as defined in § 15-20-402,
32 occupant, or person in control of the premises;
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34 SECTION 2. Arkansas Code § 18-11-306 is amended to read as follows:
35 18-11-306. Land leased to state.

36 Unless otherwise agreed in writing, the provisions of §§ 18-11-304 and



1 18-11-305 ~~shall be deemed~~ are applicable to the duties and liability of:

2 (1) an An owner of land leased to the state, or any subdivision
3 thereof, or a political subdivision of the state for recreational purposes;

4 (2) An owner of an interest in the real property burdened by a
5 conservation easement as defined in § 15-20-402; or

6 (3) A holder of a conservation easement as defined in § 15-20-
7 402 for recreational purposes.

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