

State of Arkansas

77th General Assembly

Regular Session, 1989

A Bill

HOUSE BILL

1317

By: Representative Willems

For An Act To Be Entitled

"AN ACT TO PROVIDE THAT NO CAUSE OF ACTION SHALL ARISE FOR INJURIES TO ANY PERSON WHO IS GRATUITOUSLY ON THE LANDS OF ANOTHER FOR RECREATIONAL PURPOSES UNLESS THE INJURIES WERE CAUSED BY THE GROSS NEGLIGENCE OR WILLFUL AND WANTON MISCONDUCT OF THE OWNER, TENANT OR LESSEE; AND FOR OTHER PURPOSES."

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. No cause of action shall arise for injuries to any person who is on the lands of another without paying to the owner, tenant, or lessee of the lands a valuable consideration for the purpose of fishing, hunting, trapping, camping, hiking, sightseeing, motorcycling, snowmobiling, or any other outdoor recreational use, with or without permission, against the owner, tenant, or lessee of the land unless the injuries were caused by the gross negligence or willful and wanton misconduct of the owner, tenant, or lessee.

SECTION 2. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 3. All laws and parts of laws in conflict with this Act are hereby repealed.