

State of Arkansas

77th General Assembly

Regular Session, 1989

A Bill

HOUSE BILL

1617

By: Representatives Landers and Wingfield

For An Act To Be Entitled

"AN ACT TO PROVIDE THAT NO MEMBER OF AN ARKANSAS NONPROFIT CORPORATION WHOSE PRIMARY ACTIVITY IS THE LEASING OF LAND TO PROVIDE HUNTING OPPORTUNITIES FOR ITS MEMBERS SHALL BE CIVILLY LIABLE FOR DAMAGES RESULTING FROM ACTS OR OMISSIONS OF OTHER MEMBERS OF THE NONPROFIT CORPORATION; AND FOR OTHER PURPOSES."

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

SECTION 1. No member of a nonprofit corporation organized under the nonprofit corporation laws of Arkansas and whose primary activity is the leasing of land to provide hunting opportunities for its members shall be held personally liable for damages resulting from any act or omission of another member of the nonprofit corporation or a guest of the member.

SECTION 2. The immunity granted by this Act shall not extend to acts or omissions of members of nonprofit corporations which constitute ordinary or gross negligence personal to the member or to intentional torts committed by the member.

SECTION 3. 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 4. All laws and parts of laws in conflict with this Act are hereby repealed.

