

MAR 13 2003
TRANSPORTATION

HOUSE FILE 537
BY MILLER

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the establishment of all-terrain vehicle
2 recreational riding areas and appropriating fees.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 537

1 Section 1. NEW SECTION. 321G.22A ESTABLISHMENT OF ALL-
2 TERRAIN VEHICLE RECREATIONAL RIDING AREA -- LIMITATION OF
3 LIABILITY.

4 1. All-terrain vehicle fees collected pursuant to sections
5 321G.4 and 321G.6 are appropriated and may be used for the
6 establishment, maintenance, and operation of all-terrain
7 vehicle recreational riding areas through the awarding of
8 grants administered by the department. All-terrain vehicle
9 recreational riding areas established, maintained, or operated
10 by the use of such grants shall not be operated for profit.

11 2. A public or private owner of land on which an all-
12 terrain vehicle recreational riding area is established,
13 maintained, or operated and the public or private owner of
14 property adjoining such land owe no duty of care to keep the
15 land and the adjoining land safe for entry or use by persons
16 operating an all-terrain vehicle or other recreational
17 vehicle, or to give any warning of a dangerous condition, use,
18 structure, or activity on such premises to persons entering
19 for such purposes. A lessee or other agent of the owner and
20 any prior owners of the land and adjoining land shall have no
21 greater duty of care than the current owner or current
22 adjoining owner.

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EXPLANATION

24 This bill relates to the establishment of an all-terrain
25 vehicle recreational riding area.

26 The bill appropriates and provides that all-terrain vehicle
27 fees collected pursuant to Code chapter 321G may be used for
28 the establishment and operation of not-for-profit all-terrain
29 vehicle recreational riding areas.

30 The bill limits the liability of a public or private owner
31 of land on which an all-terrain vehicle recreational riding
32 area is established. In addition, a lessee or other agent of
33 the owner and any prior owners of the land and adjoining land
34 shall have no greater duty of care than the current owner or
35 current adjoining owner.