

Senate Amendment 5273

Amendment Text

PAG LIN

1 1 Amend [Senate File 2277](#) as follows:
1 2 #1. By striking everything after the enacting
1 3 clause and inserting the following:
1 4 "Section 1. Section [670.4](#), Code 1997, is amended
1 5 by adding the following new subsections:
1 6 NEW SUBSECTION. 14. Any claim based upon or
1 7 arising out of a claim of negligent design or
1 8 specification, negligent adoption of design or
1 9 specification, or negligent construction or
1 10 reconstruction of a public facility designed for
1 11 purposes of skateboarding that was constructed or
1 12 reconstructed in accordance with a generally
1 13 recognized engineering or safety standard, criteria,
1 14 or design theory in existence at the time of the
1 15 construction or reconstruction.
1 16 NEW SUBSECTION. 15. Any claim based upon or
1 17 arising out of an act or omission of an officer or
1 18 employee of the municipality or the municipality's
1 19 governing body by a person participating in a
1 20 hazardous recreational activity on public property
1 21 when the person knew or reasonably should have known
1 22 that the hazardous recreational activity created a
1 23 substantial risk of injury to the person and was
1 24 voluntarily in the place of risk. For purposes of
1 25 this subsection, "hazardous recreational activity"
1 26 includes skateboarding."
1 27 #2. Title page, by striking lines 1 and 2 and
1 28 inserting the following: "An Act providing for
1 29 exceptions to municipal tort liability for
1 30 skateboarding and other hazardous recreational
1 31 activity."
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1 34 _____
1 35 MERLIN E. [BARTZ](#)
1 36 ELAINE [SZYMONIAK](#)
1 37 [SF 2277.702](#) 77
1 38 tm/sc/28