



THOMAS J. VILSACK  
GOVERNOR

OFFICE OF THE GOVERNOR

SALLY J. PEDERSON  
LT. GOVERNOR

May 30, 2003

The Honorable Chester Culver  
Secretary of State  
State Capitol Building  
L O C A L

Dear Mr. Secretary:

I hereby transmit:

**House File 584**, an Act providing for exceptions to liability for certain activities.

The above House File is hereby approved this date.

Sincerely,

A handwritten signature in black ink, appearing to read "Tom Vilsack".

Thomas J. Vilsack  
Governor

TJV:jmc

cc: Secretary of the Senate  
Chief Clerk of the House





HOUSE FILE 584

AN ACT

PROVIDING FOR EXCEPTIONS TO LIABILITY FOR CERTAIN ACTIVITIES.

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

Section 1. NEW SECTION. 321G.23A RECREATIONAL RIDING AREA -- LIMITATION OF LIABILITY OF PRIOR LANDOWNERS.

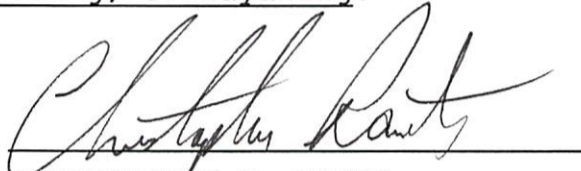
Prior owners of land on which an all-terrain vehicle recreational riding area is established, maintained, or operated owe no duty of care to keep the land safe for entry or use by persons operating an all-terrain vehicle or to give any warning of a dangerous condition, use, structure, or activity on such premises that would make the land unsafe for all-terrain vehicle usage.

Sec. 2. Section 670.4, subsections 14 and 15, Code 2003, are amended to read as follows:

14. Any claim based upon or arising out of a claim of negligent design or specification, negligent adoption of design or specification, or negligent construction or reconstruction of a public facility designed for purposes of skateboarding, or in-line skating, bicycling, unicycling, scootering, river rafting, canoeing, or kayaking that was constructed or reconstructed, reasonably and in good faith, in accordance with a generally recognized engineering or safety ~~standard, criteria, standards~~ standards or design ~~theory theories~~ in existence at the time of the construction or reconstruction.

15. Any claim based upon or arising out of an act or omission of an officer or employee of the municipality or the municipality's governing body by a person skateboarding, or in-line skating, bicycling, unicycling, scootering, river rafting, canoeing, or kayaking on public property when the

person knew or reasonably should have known that the skateboarding, ~~or~~ in-line skating, bicycling, unicycling, scootering, river rafting, canoeing, or kayaking created a substantial risk of injury to the person and was voluntarily in the place of risk. The exemption from liability contained in this subsection shall only apply to claims for injuries or damage resulting from the risks inherent in the activities of skateboarding, ~~or~~ in-line skating, bicycling, unicycling, scootering, river rafting, canoeing, or kayaking.



CHRISTOPHER C. RANTS

Speaker of the House



MARY E. KRAMER

President of the Senate

I hereby certify that this bill originated in the House and is known as House File 584, Eightieth General Assembly.



MARGARET THOMSON

Chief Clerk of the House

Approved May 30, 2003



THOMAS J. VILSACK

Governor