



TERRY E. BRANSTAD  
GOVERNOR

**OFFICE OF THE GOVERNOR**

KIM REYNOLDS  
LT. GOVERNOR

May 11, 2017

The Honorable Paul Pate  
Secretary of State of Iowa  
State Capitol Building  
LOCAL

Dear Mr. Secretary:

I hereby transmit:

Senate File 260, an Act relating to the liability of possessors and occupants of land for injury to trespassers and including applicability provisions.

The above Senate File is hereby approved this date.

Sincerely,

A handwritten signature in black ink that reads "Terry E. Branstad".

Terry E. Branstad  
Governor

cc: Secretary of the Senate  
Clerk of the House



Senate File 260

AN ACT

RELATING TO THE LIABILITY OF POSSESSORS AND OCCUPANTS OF  
LAND FOR INJURY TO TRESPASSERS AND INCLUDING APPLICABILITY  
PROVISIONS.

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


Section 1. NEW SECTION. 462.1 Liability of possessors and  
occupants of land to trespassers.


1. A possessor of any fee, reversionary, or easement  
interest in real property, including but not limited to an  
owner, lessee, or other lawful occupant, owes no duty of care  
to a trespasser except to refrain from willfully or wantonly  
injuring the trespasser and to use reasonable care to avoid  
injuring the trespasser after that trespasser's presence  
becomes known.

2. This section shall not be construed to affect the common  
law doctrine of attractive nuisance.

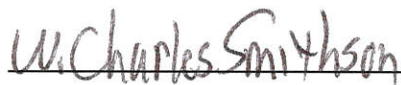
3. This section does not create or increase the civil  
liability of any possessor or occupant of real property and  
does not affect any immunities from or defenses to civil  
liability established by another section of the Code or  
available at common law to which a possessor or occupant of  
real property may be entitled.

Sec. 2. APPLICABILITY. This Act applies to all causes of action accrued on or after the effective date of this Act.


  
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JACK WHITVER  
President of the Senate

  
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LINDA UPMEYER  
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 260, Eighty-seventh General Assembly.

  
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W. CHARLES SMITHSON  
Secretary of the Senate

Approved May 11, 2017

  
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TERRY E. BRANSTAD  
Governor