

FILED FEB 3 1999

SENATE FILE 88

BY McCOY

Passed Senate, Date _____ Passed House, Date _____

Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act related to the liability of golf course operators for
2 damages arising from weather-related conditions and phenomena.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF 88 JUDICIARY

1 Section 1. NEW SECTION. 613.20 LIABILITY OF GOLF COURSE
2 OPERATORS.

3 A person owning or operating a golf course, including
4 trustees, directors, officers, members, employees, or other
5 agents, shall not be held liable for any damages occurring on
6 the golf course and related premises resulting from a failure
7 to warn of weather-related conditions and phenomena, including
8 but not limited to lightning strikes, or the dangers
9 associated with such conditions and phenomena. However, this
10 section shall not limit the liability of such persons for
11 damages resulting from any failure to warn against any other
12 dangerous condition on the golf course and related premises,
13 to the extent that such persons owe a duty to warn of such
14 condition.

15 EXPLANATION

16 This bill exempts golf course operators from liability for
17 damages resulting from an alleged failure to warn of weather-
18 related conditions and phenomenon, such as lightning strikes.
19 The bill preserves any liability for a failure to warn of any
20 other dangerous conditions on the premises, to the extent such
21 a duty may exist.

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