

1 H.467

2 Introduced by Representative Peltz of Woodbury

3 Referred to Committee on

4 Date:

5 Subject: Court procedure; limitations on landowner liability; noncommercial  
6 aviation

7 Statement of purpose: This bill proposes to protect a landowner from liability  
8 for injuries suffered by a person who enters the owner's land for  
9 noncommercial aviation use without consideration, unless damage or injury is  
10 the result of the landowner's willful or wanton misconduct.

11 An act relating to limited liability for a landowner who permits a person to  
12 enter the owner's land for recreational use

13 It is hereby enacted by the General Assembly of the State of Vermont:

14 Sec. 1. 12 V.S.A. § 5792(4) is amended to read:

15 (4) "Recreational use" means an activity undertaken for recreational,  
16 educational or conservation purposes, and includes hunting, fishing, trapping,  
17 guiding, camping, biking, in-line skating, jogging, skiing, swimming, diving,  
18 water sports, rock climbing, hang gliding, caving, boating, hiking, riding an  
19 animal or a vehicle, picking wild or cultivated plants, picnicking, gleaning,  
20 rock collecting, nature study, outdoor sports, noncommercial aviation, visiting

1 or enjoying archeological, scenic, natural, or scientific sites, or other similar  
2 activities. "Recreational use" also means any noncommercial activity  
3 undertaken without consideration to create, protect, preserve, rehabilitate, or  
4 maintain the land for recreational uses.

5 Sec. 2. EFFECTIVE DATE

6 This act shall take effect on July 1, 2012.