



161060

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/25/2009	.	
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The Committee on Judiciary (Baker) recommended the following:

Senate Amendment (with title amendment)

Delete lines 91 - 97
and insert:

(5) If a water management district has secured an easement or other right that is being used for the purpose of providing access through private land to lands or water areas that the water management district provides or makes available to the public for outdoor recreational purposes, the owner of the private land is covered by the liability protection provided in s. 375.251 with regard to the use of such easement by the general public or by employees and agents of the water



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13 management district or other regulatory agencies.

14 (6)~~(4)~~ This section does not relieve any water management
15 district of any liability that would otherwise exist for gross
16 negligence or a deliberate, willful, or malicious injury to a
17 person or property. This section does not create or increase the
18 liability of any water management district or person beyond that
19 which is authorized by s. 768.28.

20 (7)~~(5)~~ ~~The term "outdoor recreational purposes,"~~ As used in
21
22

23 ===== T I T L E A M E N D M E N T =====

24 And the title is amended as follows:

25
26 Delete line 13

27 and insert:

28
29 accident or occurrence; providing liability protection
30 to an owner of private land used as an easement or
31 other right by a water management district for the
32 purpose of providing access to lands or water areas
33 that the water management district makes available to
34 the public for outdoor recreational activities;
35 defining the term "park area,