

BILL ANALYSIS

Senate Research Center
76R14422 DAK-D

C.S.H.B. 1058
By: Craddick (Bivins)
Economic Development
5/12/1999
Committee Report (Substituted)

DIGEST

Currently, under Texas law, landowners are liable for the use of their land for hockey, in-line hockey, skating, in-line skating, roller skating, skateboarding, and roller-blading. This bill would limit the liability of municipalities for use of their land for those recreational purposes if these activities take place at a facility owned, operated, or maintained by a municipality.

PURPOSE

As proposed, C.S.H.B. 1058 limits the liability of landowners for use of their land for certain recreational purposes.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 75.002, Civil Practice and Remedies Code, by adding Subsections (e) and (f), to redefine "recreation" to include hockey, in-line hockey, skating, in-line skating, roller-skating, skateboarding, and roller-blading if the activities take place at a facility owned, operated, or maintained by a municipality. Provides that this section limits the liability of a municipality only for those damages arising directly from a recreational activity described by Subsection (e). Makes conforming changes.

SECTION 2. Effective date: September 1, 1999.
Makes application of this Act prospective.

SECTION 3. Emergency clause.