

1813

2013-2014 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 9, 2013

Introduced by M. of A. TENNEY, KOLB, FINCH -- Multi-Sponsored by -- M.
of A. P. LOPEZ -- read once and referred to the Committee on Insurance

AN ACT to direct the superintendent of financial services to study the feasibility of developing and implementing a liability reform plan for private landowners who provide public access to their lands for various recreational activities; and providing for the repeal of such provisions upon expiration thereof

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Legislative intent. Private land owners are potentially
2 exposed to extensive civil liabilities for providing public access to
3 their lands for recreational opportunities. Therefore, it is increasing-
4 ly difficult to negotiate recreational opportunities that traverse
5 private land. However, if private landowners were insulated from civil
6 liabilities when opening up parts of their property for public recre-
7 ational activities, such activities would increase.
8 S 2. The superintendent of financial services shall study the feasi-
9 bility of developing and implementing a liability reform plan for
10 private land owners who provide the public with access to their lands
11 for various recreational activities including, but not limited to, hunt-
12 ing, fishing, hiking, skiing, snow shoeing, snowmobiling, horseback
13 riding, mountain biking and operating all terrain vehicles. Such study
14 shall include any relevant information which shall further the intent of
15 this act.
16 S 3. A report of the findings of such study, recommendations of the
17 superintendent of financial services and any proposed legislation neces-
18 sary to implement such findings shall be filed with the governor, the
19 temporary president of the senate, the speaker of the assembly, the
20 minority leader of the senate and the minority leader of the assembly
21 within one year after the effective date of this act.
22 S 4. This act shall take effect immediately and shall expire and be
23 deemed repealed one year after such date.

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets
[] is old law to be omitted.

LBD02944-01-3