

By: Miller

H.B. No. 408

A BILL TO BE ENTITLED

AN ACT

relating to the liability of landowners for certain uses of their land.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 75.003(c), Civil Practice and Remedies Code, is amended to read as follows:

(c) Except for a governmental unit, this chapter applies only to an owner, lessee, or occupant of real property who:

(1) does not charge for entry to the premises;

(2) charges for entry to the premises, but whose total charges collected in the previous calendar year for all recreational use of the entire premises of the owner, lessee, or occupant are not more than 20[+]

~~[(A) twice the total amount of ad valorem taxes imposed on the premises for the previous calendar year; or~~

~~[(B) four] times the total amount of ad valorem taxes imposed on the premises for the previous calendar year[~~, in the case of agricultural land~~]; or~~

(3) has liability insurance coverage in effect on an act or omission described by Section 75.004(a) and in the amounts equal to or greater than those provided by that section.

SECTION 2. This Act takes effect September 1, 2003, and applies only to a cause of action that accrues on or after that date. An action that accrued before the effective date of this Act

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1 is governed by the law applicable to the action immediately before  
2 the effective date of this Act, and that law is continued in effect  
3 for that purpose.