

By: Kuempel

H.B. No. 2303

A BILL TO BE ENTITLED

1 AN ACT

2 relating to a landowner's liability for injuries incurred during
3 certain recreational activities.

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

5 SECTION 1. Section 75.001(3), Civil Practice and Remedies
6 Code, is amended to read as follows:

7 (3) "Recreation" means an activity such as:

8 (A) hunting;

9 (B) fishing;

10 (C) swimming;

11 (D) boating;

12 (E) camping;

13 (F) picnicking;

14 (G) hiking;

15 (H) pleasure driving, including off-road
16 motorcycling and off-road automobile driving and the use of
17 all-terrain vehicles;

18 (I) nature study, including bird-watching;

19 (J) cave exploration;

20 (K) waterskiing and other water sports;

21 (L) any other activity associated with enjoying
22 nature or the outdoors;

23 (M) bicycling and mountain biking;

24 (N) disc golf;

- 1 (O) on-leash and off-leash walking of dogs; [~~or~~]
2 (P) radio control flying and related activities;
3 or
4 (Q) driving a recreational off-highway vehicle
5 as defined by Section 502.001, Transportation Code.

6 SECTION 2. The change in law made by this Act applies only
7 to a cause of action that accrues on or after the effective date of
8 this Act. A cause of action that accrues before the effective date
9 of this Act is governed by the law in effect immediately before the
10 effective date of this Act, and that law is continued in effect for
11 that purpose.

12 SECTION 3. This Act takes effect immediately if it receives
13 a vote of two-thirds of all the members elected to each house, as
14 provided by Section 39, Article III, Texas Constitution. If this
15 Act does not receive the vote necessary for immediate effect, this
16 Act takes effect September 1, 2015.