HOUSE BILL No. 2184

By Committee on Agriculture and Natural Resources

2-7

1 AN ACT concerning premises liability; relating to recreational purposes;
2 relating to noncommercial aviation; amending K.S.A. 58-3202 and
3 repealing the existing section.
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5 *Be it enacted by the Legislature of the State of Kansas:*
6 Section 1.   K.S.A. 58-3202 is hereby amended to read as follows: 58-
7 3202. As used in this act: (a) "Land" means land, roads, water,
8 watercourses, private ways and buildings, structures, and machinery or
9 equipment when attached to the realty and includes agricultural and
10 nonagricultural land.
11 (b)   "Owner" means the possessor of a fee interest, a tenant, lessee,
12 occupant or person in control of the premises.
13 (c)   "Recreational purpose" includes, but is not limited to, any of the
14 following, or any combination thereof: Hunting, fishing, swimming,
15 boating, camping, picnicking, hiking, pleasure driving, nature study,
16 water skiing, winter sports, *noncommercial aviation activities* and
17 viewing or enjoying historical, archaeological, scenic, or scientific sites.
18 (d)   "Charge" means the admission price or fee asked in return for
19 invitation or permission to enter or go upon the land.
20 (e)   "Agricultural land" means land suitable for use in farming and
21 includes roads, water, watercourses and private ways located upon or
22 within the boundaries of such agricultural land and buildings, structures
23 and machinery or equipment when attached to such agricultural land.
24 (f)   "Farming" means the cultivation of land for the production of
25 agricultural crops, the raising of poultry, the production of eggs, the
26 production of milk, the production of fruit or other horticultural crops,
27 grazing or the production of livestock.
28 (g)   "Nonagricultural land" means all land other than agricultural
29 land.
30 Sec. 2.   K.S.A. 58-3202 is hereby repealed.
31 Sec. 3.   This act shall take effect and be in force from and after its
32 publication in the statute book.
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