



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB5895

Introduced 2/10/2010, by Rep. William B. Black

SYNOPSIS AS INTRODUCED:

745 ILCS 65/1
745 ILCS 65/2

from Ch. 70, par. 31
from Ch. 70, par. 32

Amends the Recreational Use of Land and Water Areas Act. Provides that the purpose of the Act is to encourage owners of land to make areas available (at present, to any individual or the public) for recreational or conservation purposes by limiting liability. Provides that the definition of "recreational or conservation purpose" includes entry onto land or water by individuals or members of the public for conservation, resource management, exercise, education, relaxation, or pleasure activities (at present, hunting or recreational shooting). Effective immediately.

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1 AN ACT concerning civil law.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Recreational Use of Land and Water Areas Act
5 is amended by changing Sections 1 and 2 as follows:

6 (745 ILCS 65/1) (from Ch. 70, par. 31)

7 Sec. 1. This Act shall be known and may be cited as the
8 "Recreational Use of Land and Water Areas Act".

9 The purpose of this Act is to encourage owners of land to
10 make land and water areas available ~~to any individual or~~
11 ~~members of the public~~ for recreational or conservation purposes
12 by limiting their liability toward persons entering thereon for
13 such purposes.

14 (Source: P.A. 94-625, eff. 8-18-05.)

15 (745 ILCS 65/2) (from Ch. 70, par. 32)

16 Sec. 2. As used in this Act, unless the context otherwise
17 requires:

18 (a) "Land" includes roads, water, watercourses, private
19 ways and buildings, structures, and machinery or equipment when
20 attached to the realty, but does not include residential
21 buildings or residential property.

22 (b) "Owner" includes the possessor of any interest in land,

1 whether it be a tenant, lessee, occupant, the State of Illinois
2 and its political subdivisions, or person in control of the
3 premises.

4 (c) "Recreational or conservation purpose" means:

5 (1) entry by individuals or members of the public onto
6 the land of another to conduct hunting or recreational
7 shooting or a combination thereof, or any activity solely
8 related to the aforesaid hunting or recreational shooting;
9 or

10 (2) any activity undertaken for conservation, resource
11 management, exercise, education, relaxation, or pleasure
12 on land made available to the general public for one or
13 more of the foregoing activities.

14 (d) "Charge" means an admission fee for permission to go
15 upon the land, but does not include: the sharing of game, fish
16 or other products of recreational use; or benefits to or
17 arising from the recreational use; or contributions in kind,
18 services or cash made for the purpose of properly conserving
19 the land.

20 (e) "Person" includes any person, regardless of age,
21 maturity, or experience, who enters upon or uses land for
22 recreational purposes.

23 (Source: P.A. 94-625, eff. 8-18-05.)

24 Section 99. Effective date. This Act takes effect upon
25 becoming law.