

2015 DRAFTING REQUEST

Senate Substitute Amendment (SSA-SB131)

Received: 6/2/2015 Received By: swalkenh
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Pre Topic:

No specific pre topic given

Topic:

Immunity from liability for private campgrounds

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	swalkenh 6/2/2015	kfollett 6/2/2015	_____			
/1			_____	srose 6/2/2015	srose 6/2/2015	

FE Sent For:

<END>

STATE OF WISCONSIN – LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

6/2

Per Sen. LeMahieu's office

Pls do substitute amendment replacing willful or wanton
standard w/ malicious act or malicious failure to
warn against unsafe conditions as found in s. 89.52(3)(b)



State of Wisconsin
2015 - 2016 LEGISLATURE

LRBs00920
SWB: 1/1
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~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~
SENATE SUBSTITUTE AMENDMENT,
TO SENATE BILL 131

Gen

1 AN ACT ...; relating to: immunity of private campgrounds.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2 SECTION 1. 895.519 of the statutes is created to read:

3 **895.519 Civil liability exemption; private campgrounds.** (1) In this
4 section, "private campground" means a facility that is issued a campground permit
5 under s. 254.47 and that is owned and operated by a private property owner, as
6 defined in s. 895.52 (1) (e).

7 (2) A private campground, an owner or operator of a private campground, and
8 any employees and officers of a private campground or private campground owner
9 or operator are immune from civil liability for damage to property or for the death
10 of or injury to an individual that is caused by or occurred during the use of the

1 campground, unless the damage to property, death, or injury is caused by a malicious
2 act or by a malicious failure to warn against an unsafe condition of which the owner
3 or operator of the campground or an employee or officer of the campground or
4 campground owner or operator knew.

5 **SECTION 2. Initial applicability.**

6 (1) This act first applies to acts or omissions that occur on the effective date of
7 this subsection.

8 (END)