

STATEMENT OF PURPOSE

RS26661

Idaho's recreational immunity statute, Idaho Code 36-1604, encourages private landowners to grant public access to their property for recreational purposes. Under some programs, landowners may receive nominal compensation from a government entity or other third party to offset costs associated with opening their private property to the public. The Idaho Supreme Court has held that such arrangements are not a charge to the public and that liability protections under the statute apply. In 2018, the legislature amended the recreational immunity statute to align with Supreme Court holdings and clarify that these protections apply to government entities entering into such agreements. This bill would further clarify that such protections also apply to private landowners.

FISCAL NOTE

There is no fiscal impact to the general fund because this bill creates no additional costs or responsibilities for the state.

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DISCLAIMER: This statement of purpose and fiscal note are a mere attachment to this bill and prepared by a proponent of the bill. It is neither intended as an expression of legislative intent nor intended for any use outside of the legislative process, including judicial review (Joint Rule 18).