

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FOURTH LEGISLATURE

Legislative Document

No. 361

H. P. 285

House of Representatives, January 23, 1969

Referred to Committee on Legal Affairs. Sent up for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Evans of Freedom.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-NINE

AN ACT Relating to Liability of Landowners to Operators of Snow Traveling Vehicles.

Be it enacted by the People of the State of Maine, as follows:

R. S., T. 12, §§ 3002-3004, amended. Sections 3002 to 3004 of Title 12 of the Revised Statutes are amended to read as follows:

§ 3002. No duty to keep premises safe or give warning

An owner, lessee or occupant of premises owes no duty to keep the premises safe for entry or use by others for hunting, fishing, trapping, camping, hiking ~~or, sightseeing~~ **sight-seeing or snowmobiling**, or to give warning of any hazardous condition or use of or structure or activity on such premises to persons entering for such ~~purpose~~ **purposes**, except as provided in section 3004.

§ 3003. Permission as affecting liability

An owner, lessee or occupant of premises who gives permission to another to hunt, fish, trap, camp, hike ~~or, sightsee~~ **sight-see or operate a snow traveling vehicle** upon such premises does not thereby extend any assurance that the premises are safe for such purpose, or constitute the person to whom permission is granted an invitee to whom a duty of care is owed, or assume responsibility for or incur liability for any injury to person or property caused by any act of persons to whom the permission is granted, except as provided in section 3004.

§ 3004. Liability

This chapter does not limit the liability which would otherwise exist for willful or malicious failure to guard, or to warn against, a dangerous condi-

tion, use, structure or activity; or for injury suffered in any case where permission to hunt, fish, trap, camp, hike ~~or, sightsee~~ **sight-see or operate a snow traveling vehicle** was granted for a consideration other than the consideration, if any, paid to said landowner by the State; or for injury caused, by acts of persons to whom permission to hunt, fish, trap, camp, hike ~~or, sightsee~~ **sight-see or operate a snow traveling vehicle** was granted, to other persons as to whom the person granting permission, or the owner, lessee or occupant of the premises, owed a duty to keep the premises safe or to warn of danger.