

Senate Judiciary Committee Amendment # 2 (by Jackson)

Amendment No. 2 to SB0325

Person, Curtis
Signature of Sponsor

AMEND Senate Bill No. 325

House Bill No. 29*

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

By deleting subsection (a) of 70-7-205 of the amendatory language of SECTION 1 and substituting instead the following:

(a) Nothing in this part precludes an action based on negligence of the provider if the injury, death or damage is not the result of an inherent risk of white water rafting. Provider negligence, for which an action is not precluded, may include, but is not limited to the:

(1) Improper or inadequate maintenance, repair or replacement of equipment used incidental to or required in white water rafting; and

(2) Failure to train, or the improper or inadequate training of, employees of the provider who are actively involved in white water rafting.