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HOUSE FLOOR AMENDMENTS

2018 Regular Session

Amendments proposed by Representative Jackson to Engrossed House Bill No. 391 by Representative Pearson

1 AMENDMENT NO. 1

2 On page 2, delete lines 19 and 20 in their entirety and insert the following:

3 "F.(1) No owner of any privately owned water bottom or bank
 4 subject to the provisions of this Section shall be liable for any damages
 5 incurred or injuries sustained by any person accessing such property pursuant
 6 to the authority provided by this Section or any other privately owned
 7 property, regardless of whether the condition causing such damage or injury
 8 is open and obvious.

9 (2) Any person who exceeds the authority of this Section to access
 10 any property other than the running waters shall be subject to criminal
 11 prosecution for trespass pursuant to R.S. 14:63.

12 (3) Any action brought against a landowner for damages or injury
 13 subject to the limitations of Paragraph (1) of this Subsection shall be subject
 14 to summary dismissal, and the person bringing such action shall be liable for
 15 all attorney fees and costs incurred by the landowner in defending such
 16 action."