

Sixty-first
Legislative Assembly
of North Dakota

HOUSE BILL NO.

Introduced by

Representative Schneider

1 A BILL for an Act to amend and reenact section 53-08-01 of the North Dakota Century Code,
2 relating to recreational use immunity definitions.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 53-08-01 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **53-08-01. Definitions.** In this chapter, unless the context or subject matter otherwise
7 requires:

- 8 1. "Business purpose" includes any purpose that is related to a business in which the
9 owner is engaged, whether for profit or otherwise. The term does not include
10 passive advertising for the owner's business and nonbinding requests that the
11 recreational user report to the owner regarding activities upon the land or
12 conditions observed while engaged in recreational purposes upon the land.
- 13 2. "Charge" means the amount of money asked in return for an invitation to enter or
14 go upon the land.
- 15 ~~2.~~ 3. "Land" includes all public and private land, roads, water, watercourses, and ways
16 and buildings, structures, and machinery or equipment thereon.
- 17 ~~3.~~ 4. "Owner" includes tenant, lessee, occupant, or person in control of the premises.
- 18 ~~4.~~ 5. "Recreational purposes" includes any activity engaged in for the purpose of
19 exercise, relaxation, pleasure, or education. The term does not include an activity
20 that, alone or in the aggregate with similar activities, furthers a business purpose of
21 the owner of the land on which the activity takes place, without regard to whether
22 the owner actually obtains a financial or other benefit as a result of the activity.