

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

February 9, 2017

Date

Committee on Agriculture, Natural Resources, & Energy.

After consideration on the merits, the Committee recommends the following:

SB17-100 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the consent calendar:

1 Amend printed bill, page 3, line 6, strike "PRIMARILY".

2 Page 6, line 1, after "(a)" insert "(I)".

3 Page 6, after line 6 insert:

4 "(II) NOTWITHSTANDING SUBSECTION (2)(a) OR (2)(b) OF THIS
5 SECTION, A PLAINTIFF MAY SUE AND RECOVER CIVIL DAMAGES FROM A
6 VOLUNTEER BASED UPON A NEGLIGENT ACT OR OMISSION INVOLVING THE
7 OPERATION OF A MOTOR VEHICLE DURING A LAND STEWARDSHIP ACTIVITY;
8 EXCEPT THAT THE AMOUNT RECOVERED FROM THE VOLUNTEER SHALL NOT
9 EXCEED THE LIMITS OF APPLICABLE INSURANCE COVERAGE MAINTAINED
10 BY OR ON BEHALF OF THE VOLUNTEER WITH RESPECT TO THE NEGLIGENT
11 OPERATION OF A MOTOR VEHICLE IN SUCH CIRCUMSTANCES. NOTHING IN
12 THIS SUBSECTION (5)(a)(II) LIMITS THE RIGHT OF A PLAINTIFF TO RECOVER
13 FROM A POLICY OF UNINSURED OR UNDERINSURED MOTORIST COVERAGE
14 AVAILABLE TO THE PLAINTIFF AS A RESULT OF A MOTOR VEHICLE
15 ACCIDENT."

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