



*Colorado Legislative Council Staff Fiscal Note*  
**NO FISCAL IMPACT**

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**Drafting Number:** LLS 10-0100**Date:** February 3, 2010**Prime Sponsor(s):** Rep. Curry  
Sen. Hodge**Bill Status:** House Judiciary**Fiscal Analyst:** Clare Pramuk (303-866-2677)

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**TITLE:** CONCERNING CLARIFICATION OF THE SCOPE OF THE EXISTING RIGHT OF NAVIGATION OF GUIDES EMPLOYED BY RIVER OUTFITTERS.**Summary of Legislation**

This bill clarifies the existing rights of navigation for guides employed by river outfitters and the limitations of landowner liability for damages. The bill specifies that a guide and the guide's passengers do not commit civil or criminal trespass:

- if after entering a waterway from public land or from private land with consent, their vessel passes over or through private property; or
- the guide or passenger make incidental contact with the bed or banks of the waterway because of a low water level or to avoid an obstacle.

Landowner liability is limited to damages willfully or deliberately caused by the landowner unless the guide is an invitee or licensee of the landowner. Guides are liable for damage to private property while on a regulated trip. The bill is effective upon signature of the Governor or upon becoming law without his signature.

**Assessment**

This bill is assessed at no fiscal impact. It simply clarifies existing law and does affect the workload of any state agency.

**Departments Contacted**

Judicial

Natural Resources