

HB2046



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB2046

Introduced 2/18/2009, by Rep. Michael J. Madigan - Barbara Flynn Currie - John A. Fritchey

SYNOPSIS AS INTRODUCED:

745 ILCS 38/10

Amends the Baseball Facility Liability Act. Makes a technical change in a Section concerning limitations on liability.

LRB096 05556 AJO 15622 b

A BILL FOR

1 AN ACT concerning civil law.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Baseball Facility Liability Act is amended
5 by changing Section 10 as follows:

6 (745 ILCS 38/10)

7 Sec. 10. Liability limited. ~~The~~ The owner or operator of a
8 baseball facility shall not be liable for any injury to the
9 person or property of any person as a result of that person
10 being hit by a ball or bat unless: (1) the person is situated
11 behind a screen, backstop, or similar device at a baseball
12 facility and the screen, backstop, or similar device is
13 defective (in a manner other than in width or height) because
14 of the negligence of the owner or operator of the baseball
15 facility; or (2) the injury is caused by willful and wanton
16 conduct, in connection with the game of baseball, of the owner
17 or operator or any baseball player, coach or manager employed
18 by the owner or operator.

19 (Source: P.A. 87-1182.)