AN ACT to amend article seven, chapter fifty-five of the code of
West Virginia, one thousand nine hundred thirty-one, as amended,
by adding thereto a new section, designated section twenty,
relating to limiting civil liability of nonprofits which solely
arrange for persons to take train excursions and provide tourist
information regarding the excursion area.

Be it enacted by the Legislature of West Virginia:

That article seven, chapter fifty-five of the code of West Virginia,
one thousand nine hundred thirty-one, as amended, be amended by
adding thereto a new section, designated section twenty, to read as
follows:

ARTICLE 7. ACTIONS FOR INJURIES.
§55-7-20. Limiting civil liability of nonprofits for arranging passage on excursion trains.

Any not for profit corporation for which one of its purposes is to arrange for persons or groups of persons to take excursions through, on, at or near places of scenic, historic or educational interest using trains, trackage or other related equipment and facilities of a regulated common carrier or governmental entity, shall not be liable for personal injury, wrongful death or property damage arising from the acts or omissions of the regulated common carrier or governmental entity so long as the role of the not for profit is limited to arranging for persons or groups of persons to participate in the excursion and providing tour information regarding the scenic, historic or educational qualities of the excursion area.
That Joint Committee on Enrolled Bills hereby certifies that the
foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originating in the House.

In effect ninety days from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker of the House of Delegates

The within _______ approved _______ this the ______ of ________, 2000.

Governor
PRESENTED TO THE

GOVERNOR

Date: 3/10/10

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