

# HB0872



## 98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB0872

Introduced 1/25/2013, by Rep. Michael J. Madigan

### SYNOPSIS AS INTRODUCED:

745 ILCS 38/10

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

LRB098 03702 HEP 33718 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.)