

Liability

Dear Reader:

The following document was created from the MTAS website ([mtas.tennessee.edu](https://www.mtas.tennessee.edu)). This website is maintained daily by MTAS staff and seeks to represent the most current information regarding issues relative to Tennessee municipal government.

We hope this information will be useful to you; reference to it will assist you with many of the questions that will arise in your tenure with municipal government. However, the *Tennessee Code Annotated* and other relevant laws or regulations should always be consulted before any action is taken based upon the contents of this document.

Please feel free to contact us if you have questions or comments regarding this information or any other MTAS website material.

Sincerely,

The University of Tennessee
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Liability

Reference Number: MTAS-269

Landowners, including governmental entities, are free from liability for giving permission to another person for use of the landowner's land for hunting, camping, canoeing, and a number of other specified recreational activities, except:

- For the willful or wanton conduct or gross negligence resulting in failure to warn of a dangerous condition, use, structure, or activities;
 - Where the permission to make recreational use of the property was for a fee or price;
 - To people to whom the owner owed a duty to keep the premises safe or to warn of danger. T.C.A. §§ 70-7-101–104.
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DISCLAIMER: The letters and publications written by the MTAS consultants were written based upon the law at the time and/or a specific sets of facts. The laws referenced in the letters and publications may have changed and/or the technical advice provided may not be applicable to your city or circumstances. Always consult with your city attorney or an MTAS consultant before taking any action based on information contained in this website.

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