

**EQUINE ACTIVITY LIABILITY
LIMITATIONS**

1999 GENERAL SESSION

STATE OF UTAH

Sponsor: Melvin R. Brown

AN ACT RELATING TO THE JUDICIAL CODE; AMENDING DEFINITION TO INCLUDE GOVERNMENTAL ENTITIES; AND MAKING TECHNICAL CORRECTIONS.

This act affects sections of Utah Code Annotated 1953 as follows:

AMENDS:

78-27b-101, as enacted by Chapter 126, Laws of Utah 1992

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **78-27b-101** is amended to read:

78-27b-101. Definitions.

As used in this chapter:

- (1) "Equine" means any member of the equidae family.
- (2) "Equine activity" means:
 - (a) equine shows, fairs, competitions, performances, racing, sales, or parades that involve any breeds of equines and any equine disciplines, including dressage, hunter and jumper horse shows, grand prix jumping, multiple-day events, combined training, rodeos, driving, pulling, cutting, polo, steeple chasing, hunting, endurance trail riding, and western games;
 - (b) boarding or training equines;
 - (c) teaching persons equestrian skills;
 - (d) riding, inspecting, or evaluating an equine owned by another person regardless of whether the owner receives monetary or other valuable consideration;
 - (e) riding, inspecting, or evaluating an equine by a prospective purchaser; or
 - (f) other equine activities of any type including rides, trips, hunts, or informal or spontaneous activities sponsored by an equine activity sponsor.
- (3) "Equine activity sponsor" means an individual, group, governmental entity, club, partnership, or corporation, whether operating for profit or as a nonprofit entity, which sponsors,

organizes, or provides facilities for an equine activity, including:

(a) pony clubs, hunt clubs, riding clubs, 4-H programs, therapeutic riding programs, and public and private schools and post secondary educational institutions that sponsor equine activities; and

(b) operators, instructors, and promoters of equine facilities, stables, clubhouses, ponyride strings, fairs, and arenas.

(4) "Equine professional" means a person compensated for an equine activity by:

(a) instructing a participant;

(b) renting to a participant an equine to ride, drive, or be a passenger upon the equine; or

(c) renting equine equipment or tack to a participant.

(5) "Participant" means any person, whether amateur or professional, who directly engages in an equine activity, regardless of whether a fee has been paid to participate.

(6) (a) "Person engaged in an equine activity" means a person who rides, trains, leads, drives, or works with an equine.

(b) Subsection (6)(a) does not include a spectator at an equine activity or a participant at an equine activity who does not ride, train, lead, or drive an equine.