

H.B. 102

AGRICULTURAL TOURISM AMENDMENTS

HOUSE COMMITTEE AMENDMENTS

AMENDMENT 1

FEBRUARY 6, 2015 11:25 AM

Representative **Lee B. Perry** proposes the following amendments:

1. *Page 2, Lines 49 through 50:*

49 (c) "Inherent risk" means a danger, hazard, or condition which is an integral part of an
50 agricultural tourism activity **and that cannot be eliminated by the exercise of reasonable care** .
including:

2. *Page 3, Lines 66 through 67:*

66 (2) A participant in an agricultural tourism activity may not make any claim against, or
67 recover damages from, any operator for injury **primarily** resulting from:

3. *Page 3, Lines 77 through 79:*

77 ~~[(2)]~~ (4) In any action for damages for personal injury, death, or property damage in
78 which an owner or operator of an ~~[agri-tourism]~~ agritourism activity is named as a defendant, ~~{it~~
79 ~~shall be an affirmative defense to liability that~~ } **the court shall undergo a comparative negligence**
analysis and consider whether :