

**78B-4-201 Definitions.**

As used in this part:

- (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 postsecondary 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) "Inherent risk" with regard to equine or livestock activities means those dangers or conditions which are an integral part of equine or livestock activities, which may include:
  - (a) the propensity of the animal to behave in ways that may result in injury, harm, or death to persons on or around them;
  - (b) the unpredictability of the animal's reaction to outside stimulation such as sounds, sudden movement, and unfamiliar objects, persons, or other animals;
  - (c) collisions with other animals or objects; or
  - (d) the potential of a participant to act in a negligent manner that may contribute to injury to the participant or others, such as failing to maintain control over the animal or not acting within his or her ability.
- (6) "Livestock" means all domesticated animals used in the production of food, fiber, or livestock activities.
- (7) "Livestock activity" means:
  - (a) livestock shows, fairs, competitions, performances, packing events, or parades or rodeos that involve any or all breeds of livestock;
  - (b) using livestock to pull carts or to carry packs or other items;
  - (c) using livestock to pull travois-type carriers during rescue or emergency situations;
  - (d) livestock training or teaching activities or both;
  - (e) taking livestock on public relations trips or visits to schools or nursing homes;
  - (f) boarding livestock;

- (g) riding, inspecting, or evaluating any livestock belonging to another, whether or not the owner has received some monetary consideration or other thing of value for the use of the livestock or is permitting a prospective purchaser of the livestock to ride, inspect, or evaluate the livestock;
  - (h) using livestock in wool production;
  - (i) rides, trips, or other livestock activities of any type however informal or impromptu that are sponsored by a livestock activity sponsor; and
  - (j) trimming the feet of any livestock.
- (8) "Livestock 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 a livestock activity, including:
- (a) livestock clubs, 4-H programs, therapeutic riding programs, and public and private schools and postsecondary educational institutions that sponsor livestock activities; and
  - (b) operators, instructors, and promoters of livestock facilities, stables, clubhouses, fairs, and arenas.
- (9) "Livestock professional" means a person compensated for a livestock activity by:
- (a) instructing a participant;
  - (b) renting to a participant any livestock for the purpose of riding, driving, or being a passenger upon the livestock; or
  - (c) renting livestock equipment or tack to a participant.
- (10) "Participant" means any person, whether amateur or professional, who directly engages in an equine activity or livestock activity, regardless of whether a fee has been paid to participate.
- (11)
- (a) "Person engaged in an equine or livestock activity" means a person who rides, trains, leads, drives, or works with an equine or livestock, respectively.
  - (b) Subsection (11)(a) does not include a spectator at an equine or livestock activity or a participant at an equine or livestock activity who does not ride, train, lead, or drive an equine or any livestock.

Renumbered and Amended by Chapter 3, 2008 General Session