

H.B. 31

AGRICULTURAL TOURISM AMENDMENTS

HOUSE FLOOR AMENDMENTS

AMENDMENT 1

JANUARY 30, 2024 9:13 AM

Representative **Carl R. Albrecht** proposes the following amendments:

1. *Page 1, Lines 7 through 23:*

7 LONG TITLE

8 {~~Committee Note:~~

9 ~~———— The Natural Resources, Agriculture, and Environment Interim Committee~~
10 ~~recommended this bill.~~

11 ~~———— Legislative Vote: 14 voting for 0 voting against 5 absent }~~

12 General Description:

13 This bill addresses agritourism activities.

14 Highlighted Provisions:

15 This bill:

16 ▶ defines terms;

17 ▶ expands agricultural nuisance liability protections in relation to an agritourism
18 activity;

19 ▶ provides that an agricultural protection area may include an agritourism activity;

20 ▶ requires the Department of Agriculture and Food to maintain an agritourism registry

21 and describes requirements relating to the registry;

▶ includes additional risks inherent to participating in an agritourism activity;

▶ requires an agritourism operator to post signage regarding the inherent risks of participating in an agritourism activity; and

22 {~~— modifies civil liability limitations in relation to an agricultural tourism activity; and }~~

23 ▶ makes technical changes.

2. *Page 9, Lines 256 through 263:*

256 {+} (4) In any action for damages for personal injury, death, or property damage in which
257 an owner or operator of an agritourism activity is named as a defendant, the court shall undergo
258 a comparative negligence analysis and consider whether:]

259 [(a) the injured person deliberately disregarded conspicuously posted signs, verbal
260 instructions, or other warnings regarding safety measures during the activity; or]

261 [(b) any equipment, animals, or appliance used by the injured person during the activity
262 were used in a manner or for a purpose other than that for which a reasonable person should
263 have known they were intended. {+}]