

SENATE AMENDMENTS TO SENATE BILL 341

By COMMITTEE ON JUDICIARY

April 29

1 On page 1 of the printed bill, delete lines 4 through 19 and insert:

2 **“SECTION 1. As used in sections 1 to 3 of this 2015 Act:**

3 **“(1) ‘Agri-tourism activity’ means an activity carried out on a farm or ranch that allows**
4 **members of the general public, for recreational, entertainment or educational purposes, to**
5 **view or enjoy rural activities, including farming, wineries, ranching and historical, cultural**
6 **or harvest-your-own activities or natural activities and attractions. An activity is an agri-**
7 **tourism activity whether or not the participant paid to participate in the activity.**

8 **“(2) ‘Agri-tourism professional’ means a person who is engaged in the business of pro-**
9 **viding one or more agri-tourism activities, whether or not for compensation.**

10 **“(3) ‘Farm or ranch’ means an area of land used for the production, cultivation, growing,**
11 **harvesting or processing of agricultural products.**

12 **“(4) ‘Inherent risks of agri-tourism activity’ means those dangers or conditions that are**
13 **an integral part of an agri-tourism activity, including:**

14 **“(a) Surface and subsurface conditions;**

15 **“(b) Natural conditions of land, vegetation and waters;**

16 **“(c) The behavior of wild or domestic animals;**

17 **“(d) Ordinary dangers of structures or equipment ordinarily used in farming and ranch-**
18 **ing operations; and**

19 **“(e) The potential of a participant to act in a negligent manner that may contribute to**
20 **injury to the participant or others, including failing to follow instructions given by the agri-**
21 **tourism professional or failing to exercise reasonable caution while engaging in the agri-**
22 **tourism activity.**

23 **“(5) ‘Participant’ means an individual other than an agri-tourism professional who en-**
24 **gages in an agri-tourism activity.”.**

25 In line 21, delete “provider” and insert “professional”.

26 In line 24, delete “provider” and insert “professional”.

27 In line 25, delete “provider” and insert “professional”.

28 In line 26, after “constitutes” insert “negligence or”.

29 On page 2, delete lines 3 through 6 and insert:

30 **“(e) Has actual knowledge or reasonably should have known of a dangerous condition on the**
31 **land or in the facilities or equipment used in the activity, or of the dangerous propensity of a par-**
32 **ticular animal used in the activity, and does not make the danger known to the participant, and the**
33 **danger causes injury, damage or death to the participant; or”.**

34 In line 9, delete “provider” and insert “professional”.

35 In line 11, delete “provider” and insert “professional”.

- 1 In line 13, after “site” insert “, in black letters at least one inch in height”.
- 2 In line 14, after “place” insert “, in black letters at least one inch in height”.
- 3 In line 15, delete “provider” and insert “professional”.
- 4 In line 17, delete “be substantially” and insert “read”.
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