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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-NINTH SESSION

H. F. No. 2874

03/10/2016 Authored by Hamilton

The bill was read for the first time and referred to the Committee on Agriculture Policy

03/21/2016 Adoption of Report: Re-referred to the Committee on Civil Law and Data Practices

1.1 A bill for an act
1.2 relating to agriculture; modifying definition of agritourism activity; amending
1.3 Minnesota Statutes 2015 Supplement, section 604A.40, subdivision 1.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. Minnesota Statutes 2015 Supplement, section 604A.40, subdivision 1,
1.6 is amended to read:

1.7 Subdivision 1. **Definitions.** (a) For the purposes of this section, the terms in
1.8 paragraphs (b) to (g) have the meanings given them.

1.9 (b) "Agricultural products" means livestock, aquacultural, poultry, horticultural,
1.10 floricultural, viticultural, silvicultural, or other products of a farm or ranch.

1.11 (c) "Agritourism activity" means:

1.12 (1) an activity carried out on a farm or ranch that allows organizations or members
1.13 of the general public, for recreational, entertainment, charitable, or educational
1.14 purposes, to view, enjoy, or participate in rural activities, including, but not limited to:
1.15 farming; viticulture; winemaking; ranching; and historical, cultural, farm stay, gleaning,
1.16 harvest-your-own, or natural activities and attractions; or

1.17 (2) an agricultural-related education program or demonstration carried out at a
1.18 location other than a farm or ranch.

1.19 An activity is an agritourism activity whether or not the participant pays to participate
1.20 in the activity.

1.21 (d) "Agritourism professional" means a person who is engaged in providing one or
1.22 more agritourism activities, whether or not for compensation.

1.23 (e) "Farm or ranch" means one or more areas of land used for the production,
1.24 cultivation, growing, harvesting, or processing of agricultural products.

2.1 (f) "Inherent risks of agritourism activity" means dangers or conditions that are an
2.2 integral part of an agritourism activity including but not limited to:

2.3 (1) natural hazards and conditions of land, vegetation, and waters including surface
2.4 and subsurface conditions;

2.5 (2) the behavior of wild or domestic animals; and

2.6 (3) ordinary dangers of structures or equipment ordinarily used in farming or
2.7 ranching operations.

2.8 (g) "Participant" means a person, other than an agritourism professional, who
2.9 engages in an agritourism activity and who has the capacity to understand the inherent
2.10 risks of agricultural tourism.