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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 918

02/07/2019 Authored by Anderson
The bill was read for the first time and referred to the Judiciary Finance and Civil Law Division

1.1 A bill for an act
1.2 relating to civil liability; providing immunity for for-profit livestock events;
1.3 amending Minnesota Statutes 2018, section 604A.12, subdivisions 1, 2.

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

1.5 Section 1. Minnesota Statutes 2018, section 604A.12, subdivision 1, is amended to read:

1.6 Subdivision 1. Definitions. (a) For purposes of this section, the following terms have
1.7 the meanings given them.

1.8 (b) "Inherent risks of livestock activities" means dangers or conditions that are an integral
1.9 part of livestock activities, including:

1.10 (1) the propensity of livestock to behave in ways that may result in death or injury to
1.11 persons on or around them, such as kicking, biting, bucking, or charging;

1.12 (2) the unpredictability of livestock's reaction to things like sound, sudden movement,
1.13 unfamiliar objects, persons, or other animals;

1.14 (3) natural hazards such as surface or subsurface conditions; or

1.15 (4) collisions with other livestock or objects.

1.16 (c) "Livestock" means cattle, sheep, swine, horses, ponies, donkeys, mules, hinnies,
1.17 goats, buffalo, llamas, or poultry.

1.18 (d) "Livestock activity" means an activity involving the maintenance or use of livestock,
1.19 regardless of whether the activity is open to the general public, and, except in the case of
1.20 livestock grazing under clause (7), provided the activity is not or performed for profit.

1.21 Livestock activity includes:

- 2.1 (1) livestock production;
- 2.2 (2) loading, unloading, or transporting livestock;
- 2.3 (3) livestock shows, fairs, competitions, performances, races, rodeos, or parades;
- 2.4 (4) livestock training or teaching activities;
- 2.5 (5) boarding, shoeing, or grooming livestock;
- 2.6 (6) riding or inspecting livestock or livestock equipment; or
- 2.7 (7) the use of state property for livestock grazing, pursuant to an agreement with the
- 2.8 commissioner of natural resources.

2.9 (e) "Livestock activity sponsor" means a person who sponsors, organizes, or provides

2.10 the facilities for a livestock activity that is open to the general public.

2.11 (f) "Participant" means a person who directly and intentionally engages in a livestock

2.12 activity. Participant does not include a spectator who is in an authorized area.

2.13 Sec. 2. Minnesota Statutes 2018, section 604A.12, subdivision 2, is amended to read:

2.14 Subd. 2. **Immunity from liability; livestock events.** A ~~nonprofit~~ corporation, association,

2.15 or organization, or a person or other entity donating services, livestock, facilities, or

2.16 equipment for the use of a nonprofit corporation, association, or organization, is not liable

2.17 for the death of or an injury to a participant resulting from the inherent risks of livestock

2.18 activities.