

1                   **JOINT RESOLUTION REGARDING AGRITOURISM**

2                                   2015 GENERAL SESSION

3                                   STATE OF UTAH

4                                   **Chief Sponsor: Lee B. Perry**

5                                   Senate Sponsor: Ralph Okerlund

---

---

7                   **LONG TITLE**

8                   **General Description:**

9                   This joint resolution of the Legislature expresses that, due to the inherent risks of  
10                   agricultural tourism activities, a person engaged in these activities should not be able to  
11                   recover damages from an agricultural tourism operator for injuries resulting from those  
12                   inherent risks.

13                   **Highlighted Provisions:**

14                   This resolution:

- 15                   ▶ recognizes that some risks are inherent in agricultural tourism activities; and
- 16                   ▶ expresses that, due to these inherent risks, a person engaged in agricultural tourism  
17                   activities should not be able to recover from an agricultural tourism operator for  
18                   injuries resulting from those inherent risks.

19                   **Special Clauses:**

20                   None

---

---

22                   *Be it resolved by the Legislature of the state of Utah:*

23                   WHEREAS, agricultural tourism activities are practiced by a large number of residents  
24                   of Utah;

25                   WHEREAS, these agricultural tourism activities contribute significantly to the  
26                   economy of the state;

27                   WHEREAS, few insurance carriers are willing to provide liability insurance protection  
28                   to agricultural tourism operators;

29                   WHEREAS, the premiums charged by liability insurance carriers have risen sharply in

30 recent years;

31 WHEREAS, the sharp rise in premiums is due to confusion as to whether a participant  
32 in an agricultural tourism activity assumes the risks inherent in the agricultural tourism activity;

33 WHEREAS, some risks are inherent in agricultural tourism activities; and

34 WHEREAS, a person engaged in agricultural tourism activities should not be able to  
35 recover damages from an agricultural tourism operator for injuries resulting from those  
36 inherent risks:

37 NOW, THEREFORE, BE IT RESOLVED that the Legislature of the state of Utah  
38 recognizes that some risks are inherent in agricultural tourism activities.

39 BE IT FURTHER RESOLVED that the Legislature of the state of Utah expresses that,  
40 due to these inherent risks, persons engaged in agricultural tourism activities should not be able  
41 to recover damages from an agricultural tourism operator for injuries resulting from those  
42 inherent risks.

43 BE IT FURTHER RESOLVED that a copy of this resolution be sent to the Utah  
44 Insurance Department, the Utah Association of Independent Insurance Agents, and the  
45 members of Utah's congressional delegation.