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**HOUSE BILL NO. 1479**

Offered January 18, 2018

A *BILL to amend and reenact § 3.2-6202 of the Code of Virginia, relating to equine activity liability; waiver.*

Patrons—Freitas and Bell, John J.

Referred to Committee on Agriculture, Chesapeake and Natural Resources

**Be it enacted by the General Assembly of Virginia:**

**1. That § 3.2-6202 of the Code of Virginia is amended and reenacted as follows:**

**§ 3.2-6202. Liability limited; liability actions prohibited.**

A. Except as provided in § 3.2-6203, an equine activity sponsor, an equine professional, or any other person, which shall include a corporation, partnership, or limited liability company, shall not be liable for an injury to or death of a participant resulting from the intrinsic dangers of equine activities and, except as provided in § 3.2-6203, no participant ~~nor any~~, participant's parent, *or* guardian, or representative *of such parent or guardian*, shall have or make any claim against or recover from any equine activity sponsor, equine professional, or any other person for injury, loss, damage, or death of the participant resulting from any of the intrinsic dangers of equine activities.

B. Except as provided in § 3.2-6203, no participant or parent or guardian of a participant who has knowingly executed a waiver of his rights to sue or agrees to assume all risks ~~specifically enumerated under this subsection~~ *or intrinsic dangers of equine activities* may maintain an action against or recover from an equine activity sponsor or an equine professional for an injury to or the death of a participant engaged in an equine activity. The waiver shall give notice to the participant of the intrinsic dangers of equine activities. The waiver shall remain valid unless expressly revoked in writing ~~by the participant or parent or guardian of a minor~~. *The execution of a waiver by a duly authorized representative of a parent or guardian of a minor participant shall constitute a knowing execution of a waiver by the parent or guardian.*

INTRODUCED

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