

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 An Act to amend and reenact § 3.2-6400 of the Code of Virginia, relating to agritourism activities;
3 horseback riding and stabling.

4 [S 24]
5 Approved

6 **Be it enacted by the General Assembly of Virginia:**
7 **1. That § 3.2-6400 of the Code of Virginia is amended and reenacted as follows:**
8 **§ 3.2-6400. Definitions.**

9 As used in this chapter, unless the context requires a different meaning:
10 "Agricultural products" means any livestock, aquaculture, poultry, horticultural, floricultural,
11 viticulture, silvicultural, or other farm crops.

12 "Agritourism activity" means any activity carried out on a farm or ranch that allows members of the
13 general public, for recreational, entertainment, or educational purposes, to view or enjoy rural activities,
14 including farming, wineries, ranching, *horseback riding*, historical, cultural, harvest-your-own activities,
15 or natural activities and attractions. An activity is an agritourism activity whether or not the participant
16 paid to participate in the activity.

17 "Agritourism professional" means any person who is engaged in the business of providing one or
18 more agritourism activities, whether or not for compensation.

19 "Farm or ranch" means one or more areas of land used for the production, cultivation, growing,
20 harvesting or processing of agricultural products.

21 "Inherent risks of agritourism activity" mean those dangers or conditions that are an integral part of
22 an agritourism activity including certain hazards, including surface and subsurface conditions; natural
23 conditions of land, vegetation, and waters; the behavior of wild or domestic animals; and ordinary
24 dangers of structures or equipment ordinarily used in farming and ranching operations. Inherent risks of
25 agritourism activity also include the potential of a participant to act in a negligent manner that may
26 contribute to injury to the participant or others, including failing to follow instructions given by the
27 agritourism professional or failing to exercise reasonable caution while engaging in the agritourism
28 activity.

29 "Participant" means any person, other than an agritourism professional, who engages in an
30 agritourism activity.

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