
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 720 Session of
2015

INTRODUCED BY AUMENT, GORDNER, MENSCH, YAW, VULAKOVICH,
McILHINNEY, STEFANO, RAFFERTY AND WHITE, APRIL 14, 2015

REFERRED TO JUDICIARY, APRIL 14, 2015

AN ACT

1 Providing for civil immunity for persons that operate
2 agritourism activities under certain circumstances.

3 The General Assembly of the Commonwealth of Pennsylvania
4 hereby enacts as follows:

5 Section 1. Short title.

6 This act shall be known and may be cited as the Agritourism
7 Civil Immunity Act.

8 Section 2. Definitions.

9 The following words and phrases when used in this act shall
10 have the meanings given to them in this section unless the
11 context clearly indicates otherwise:

12 "Agritourism activity." A farm-related tourism activity,
13 regardless of whether a fee is charged, that:

14 (1) takes place on real property otherwise used for a
15 normal agricultural operation; and

16 (2) is designed for recreational, entertainment or
17 educational purposes.

18 The term includes, but is not limited to, a corn maze, hay maze,

1 farm tour, select and cut-your-own Christmas tree operation and
2 pick-your-own-crop operation.

3 "Normal agricultural operation." As defined in section 2 of
4 the act of June 10, 1982 (P.L.454, No.133), referred to as the
5 Right-to-Farm Law.

6 "Operator." A person that sponsors, organizes, conducts or
7 provides facilities.

8 Section 3. Immunity.

9 (a) Scope.--Immunity under this section applies to a person
10 if all of the following apply:

11 (1) The person is an operator of an agritourism
12 activity.

13 (2) The following notice is conspicuously posted in at
14 least two locations on the premises where the agritourism
15 activity takes place on a sign at least three feet by two
16 feet:

17 You assume the risk of agritourism activities under
18 Pennsylvania law.

19 (b) Grant.--A person that meets the requirements of
20 subsection (a) shall be immune from liability in a negligence
21 action for personal injury or death to a participant in the
22 agritourism activity who is injured or killed as a result of
23 that participation if the participant voluntarily and
24 intelligently undertakes participation in the agritourism
25 activity.

26 Section 4. Applicability.

27 This act shall apply to any cause of action that arises on or
28 after the effective date of this section.

29 Section 5. Effective date.

30 This act shall take effect in 60 days.