



State of Wisconsin  
2013 - 2014 LEGISLATURE



LRBs0298/1  
TKK:jld:rs

**ASSEMBLY SUBSTITUTE AMENDMENT 1,  
TO ASSEMBLY BILL 746**

February 13, 2014 - Offered by Representative VRUWINK.

1     **AN ACT** *to renumber* 895.52 (1) (a); *to amend* 895.52 (1) (g); and *to create*  
2             895.52 (1) (ag) of the statutes; **relating to:** limits on liability for persons  
3             offering agricultural tourism activities.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

4             **SECTION 1.** 895.52 (1) (a) of the statutes is renumbered 895.52 (1) (ar).

5             **SECTION 2.** 895.52 (1) (ag) of the statutes is created to read:

6             895.52 (1) (ag) "Agricultural tourism activity" means an educational or  
7             recreational activity that takes place on a farm, ranch, grove, or other place where  
8             agricultural, horticultural, or silvicultural crops are grown or farm animals or  
9             farmed fish are raised, and that allows members of the general public, whether or  
10            not for a fee, to tour, explore, observe, learn about, participate in, or be entertained  
11            by an aspect of agricultural production, harvesting, or husbandry that occurs on the  
12            farm, ranch, grove, or other place.

1           **SECTION 3.** 895.52 (1) (g) of the statutes, as affected by 2013 Wisconsin Act 20,  
2 is amended to read:

3           895.52 (1) (g) “Recreational activity” means any outdoor activity undertaken  
4 for the purpose of exercise, relaxation or pleasure, including practice or instruction  
5 in any such activity. “Recreational activity” includes hunting, fishing, trapping,  
6 camping, picnicking, exploring caves, nature study, bicycling, horseback riding,  
7 bird-watching, motorcycling, operating an all-terrain vehicle or utility terrain  
8 vehicle, operating a vehicle, as defined in s. 340.01 (74), on a road designated under  
9 s. 23.115, ballooning, hang gliding, hiking, tobogganing, sledding, sleigh riding,  
10 snowmobiling, skiing, skating, water sports, sight-seeing, rock-climbing, cutting or  
11 removing wood, climbing observation towers, animal training, harvesting the  
12 products of nature, participating in an agricultural tourism activity, sport shooting  
13 and any other outdoor sport, game or educational activity. “Recreational activity”  
14 does not include any organized team sport activity sponsored by the owner of the  
15 property on which the activity takes place.

16           **SECTION 4. Initial applicability.**

17           (1) In this SECTION:

18           (a) “Owner” has the meaning given in section 895.52 (1) (d) of the statutes.

19           (b) “Property” has the meaning given in section 895.52 (1) (f) of the statutes.

20           (c) “Recreational activity” has the meaning given in section 895.52 (1) (g) of the  
21 statutes, as affected by this act.

22           (2) The treatment of section 895.52 (1) (a), (ag), and (g) of the statutes first  
23 applies to the death of, any injury to, or any death or injury caused by, a person

