

The Senate Judiciary Committee offered the following substitute to HB 1150:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 7 of Chapter 14 of Title 2 of the Official Code of Georgia Annotated, relating to pick-your-own farm operations, Chapter 12 of Title 4 of the Official Code of Georgia Annotated, relating to injuries from equine or llama activities, and Article 7 of Chapter 4 of Title 27 of the Official Code of Georgia Annotated, relating to limited liability of owners and operators of fishing locations, so as to change the provisions relating to exemptions from liability of pick-your-own farm operations, equine or llama activities, and owners and operators of fishing locations; to change the provisions relating to the content and style of notices; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 7 of Chapter 14 of Title 2 of the Official Code of Georgia Annotated, relating to pick-your-own farm operations, is amended by striking subsection (a) of Code Section 2-14-153, relating to the requirement of warning notices and the effect of failure to comply with notice requirements, and inserting in its place the following:

"(a) Every owner and operator of a pick-your-own farm operation shall post and maintain white signs which contain the warning notice specified in subsection (b) of this Code section. Such signs shall be placed in a clearly visible location near the entrance of the farm. The warning notice specified in subsection (b) of this Code section shall appear on the sign in black letters, with each capital letter to be a minimum of one inch in height and lower case letters to be proportionately sized. Every written contract entered into by an owner or operator shall contain in clearly readable print the warning notice specified in subsection (b) of this Code section."

**SECTION 2.**

Chapter 12 of Title 4 of the Official Code of Georgia Annotated, relating to injuries from equine or llama activities, is amended by striking subsection (a) of Code Section 4-12-4, relating to required warnings by equine activity sponsors or equine professionals and the effect of failure to comply with notice requirements, and inserting in its place the following:

"(a) Every equine professional and every equine activity sponsor shall post and maintain signs which contain the warning notice specified in subsection (b) of this Code section. Such signs shall be placed in a clearly visible location on or near stables, corrals, or arenas where the equine professional or the equine activity sponsor conducts equine activities. The warning notice specified in subsection (b) of this Code section shall appear on the sign in black letters, with each capital letter to be a minimum of one inch in height and lower case letters to be proportionately sized. Every written contract entered into by an equine professional or by an equine activity sponsor for the providing of professional services, instruction, or the rental of equipment or tack or an equine to a participant, whether or not the contract involves equine activities on or off the location or site of the equine professional's or the equine activity sponsor's business, shall contain in clearly readable print the warning notice specified in subsection (b) of this Code section."

**SECTION 3.**

Said chapter is further amended by striking subsection (a) of Code Section 4-12-5, relating to required warnings by llama activity sponsors or llama professionals and the effect of failure to comply with notice requirements, and inserting in its place the following:

"(a) Every llama professional and every llama activity sponsor shall post and maintain signs which contain the warning notice specified in subsection (b) of this Code section. Such signs shall be placed in a clearly visible location on or near stables, corrals, pens, or arenas where the llama professional or the llama activity sponsor conducts llama activities. The warning notice specified in subsection (b) of this Code section shall appear on the sign in black letters, with each capital letter to be a minimum of one inch in height and lower case letters to be proportionately sized. Every written contract entered into by a llama professional or by a llama activity sponsor for the providing of professional services, instruction, or the rental of equipment or tack or a llama to a participant, whether or not the contract involves llama activities on or off the location or site of the llama professional's or the llama activity sponsor's business, shall contain in clearly readable print the warning notice specified in subsection (b) of this Code section."

**SECTION 4.**

Article 7 of Chapter 4 of Title 27 of the Official Code of Georgia Annotated, relating to limited liability of owners and operators of fishing locations, is amended by striking subsection (a) of Code Section 27-4-283, relating to posting of warning signs and the effect of failure to comply with notice requirements, and inserting in its place the following:

"(a) Every owner and operator of a fishing location shall post and maintain signs which contain the warning notice specified in subsection (b) of this Code section. Such signs shall be placed in a clearly visible location on or near the water and at the location where the fee is paid. The warning notice specified in subsection (b) of this Code section shall appear on the sign in black letters, with each capital letter to be a minimum of one inch in height and lower case letters to be proportionately sized. Every written contract entered into by an owner or operator shall contain in clearly readable print the warning notice specified in subsection (b) of this Code section."

**SECTION 5.**

All laws and parts of laws in conflict with this Act are repealed.