

State of Arkansas
89th General Assembly
Regular Session, 2013

A Bill

DRAFT JAM/JAM
SENATE BILL

By: NA

For An Act To Be Entitled

AN ACT TO MAKE TECHNICAL CORRECTIONS TO TITLE 2,
CONCERNING AGRICULTURE LAW, OF THE ARKANSAS CODE; AND
FOR OTHER PURPOSES.

Subtitle

TO MAKE TECHNICAL CORRECTIONS TO TITLE 2,
CONCERNING AGRICULTURE LAW.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 2-11-106, is amended to correct the section heading to make it consistent with the code section text, to read as follows:

2-11-106. Limitation ~~on~~ of liability.

(a) An agritourism activity operator or participant is not liable for damages arising from the personal injury or death of a participant if:

(1) The injury or death results from an inherent risk; and

(2) The warning contained in § 2-11-107 is posted.

(b) The limitation of liability provided by this section is in addition to any other limitation of liability provided by law.

SECTION 2. Arkansas Code § 2-16-901, concerning Article I of the Pest Control Compact, is amended to add introductory language that exists in the Pest Control Compact but was omitted when the Pest Control Compact was codified, to read as follows:

2-16-901. Pest Control Compact.

The Pest Control Compact is hereby enacted into law and entered into with all other jurisdictions legally joining therein in the form

DRAFT

03-27-2012 09:48:24 JAM003

1 substantially as follows:

2 Article I

3 Findings

4 The party states find that:

5 (a) In the absence of the higher degree of cooperation among them
6 possible under this Compact, the annual loss of approximately 137 billion
7 dollars from the depredations of pests is virtually certain to continue, if
8 not to increase.

9 (b) Because of the varying climatic, geographic and economic factors,
10 each state may be affected differently by particular species of pests; but
11 all states share the inability to protect themselves fully against those
12 pests which present serious dangers to them.

13 (c) The migratory character of pest infestations makes it necessary
14 for states both adjacent to and distant from one another, to complement each
15 other's activities when faced with conditions of infestation and
16 reinfestation.

17 (d) While every state is seriously affected by a substantial number of
18 pests, and every state is susceptible of infestation by many species of pests
19 not now causing damage to its crops and plant life and products, the fact
20 that relatively few species of pests present equal danger to or are of
21 interest to all states makes the establishment and operation of an Insurance
22 Fund, from which individual states may obtain financial support for pest
23 control programs of benefit to them in other states and to which they may
24 contribute in accordance with their relative interest, the most equitable
25 means of financing cooperative pest eradication and control programs.

26
27 SECTION 3. DO NOT CODIFY. The enactment and adoption of this act
28 shall not repeal, expressly or impliedly, the acts passed at the regular
29 session of the Eighty-Ninth General Assembly. All such acts shall have the
30 full force and effect and, so far as those acts intentionally vary from or
31 conflict with any provision contained in this act, those acts shall have the
32 effect of subsequent acts and as amending or repealing the appropriate parts
33 of the Arkansas Code of 1987.