

1 State of Arkansas  
2 89th General Assembly  
3 Regular Session, 2013  
4

# A Bill

SENATE BILL 175

5 By: Senator D. Johnson  
6 By: Representatives Williams, Vines  
7

## For An Act To Be Entitled

9 AN ACT TO MAKE TECHNICAL CORRECTIONS TO TITLE 2,  
10 CONCERNING AGRICULTURE LAW, OF THE ARKANSAS CODE; AND  
11 FOR OTHER PURPOSES.  
12  
13

## Subtitle

14 TO MAKE TECHNICAL CORRECTIONS TO TITLE 2,  
15 CONCERNING AGRICULTURE LAW.  
16  
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. Arkansas Code § 2-11-106, is amended to correct the section  
22 heading to make it consistent with the code section text, to read as follows:  
23 2-11-106. Limitation ~~on~~ of liability.

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

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

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

28 (b) The limitation of liability provided by this section is in  
29 addition to any other limitation of liability provided by law.  
30

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

35 2-16-901. Pest Control Compact.

36 The Pest Control Compact is hereby enacted into law and entered into



1 with all other jurisdictions legally joining therein in the form  
2 substantially as follows:

3 Article I

4 Findings

5 The party states find that:

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

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

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

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

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

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36 APPROVED: 04/11/2013