

SB164 ENROLLED



1 SB164
2 NAL5JTT-3
3 By Senators Price, Williams, Sessions, Jones
4 RFD: Agriculture, Conservation, and Forestry
5 First Read: 27-Feb-24



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1 Enrolled, An Act,

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4 Relating to animals; to provide limitations of
5 liability for certain actions of bovines to their owners.

6 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

7 Section 1. (a) For the purposes of this section, the
8 following terms have the following meanings, unless the
9 context requires otherwise:

10 (1) BOVINE. Any buffalo, bison, cattle, or oxen.

11 (2) BOVINE ACTIVITY. Any activity involving one or more
12 bovine, including, but not limited to, any of the following:

13 a. Grazing, herding, feeding, branding, milking, or
14 other activity that involves the care or maintenance of a
15 bovine.

16 b. A bovine auction or production sale.

17 c. A bovine show, fair, or competition.

18 d. Bovine training or teaching activities.

19 e. Boarding a bovine.

20 f. Riding, inspecting, or evaluating a bovine.

21 (3) BOVINE OWNER. Any person with ownership rights to a
22 bovine.

23 (4) INHERENT RISK OF A BOVINE ACTIVITY. A danger or
24 condition that is an integral part of a bovine activity,
25 including, but not limited to, any of the following:

26 a. The propensity of a bovine to behave in ways that
27 may result in injury, loss, damage, or death to a person on or
28 around the bovine.



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29 b. The unpredictability of a bovine's reaction to
30 sounds, sudden movements, and unfamiliar objects, individuals,
31 and other animals.

32 c. Certain hazards on a property, such as surface and
33 subsurface conditions.

34 d. Collisions with other bovines or nonmotorized
35 objects.

36 (5) PERSON. An individual, corporation, or any other
37 legal entity.

38 (b) (1) A bovine owner shall not be liable for any
39 injury, loss, damage, or death of a person resulting from an
40 inherent risk of a bovine activity.

41 (2) Except as provided in subsection (c), no person
42 shall make any claim against, maintain an action against, or
43 recover from a bovine owner for injury, loss, damage, or death
44 of a person resulting from an inherent risk of a bovine
45 activity.

46 (c) (1) Subsection (b) shall not be construed to prevent
47 or limit the liability of a bovine owner if the owner does any
48 of the following:

49 a. Fails to post and maintain a warning sign pursuant
50 to subsection (d).

51 b. Commits an act or omission that constitutes willful
52 or wanton disregard for the safety of a person, and that act
53 or omission causes the injury, loss, damage, or death of a
54 person.

55 c. Has actual knowledge of the dangerous propensity of
56 a particular bovine that is not open and obvious, does not



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57 make the danger known to a person, and the danger proximately
58 causes injury, sickness, damage, or death to the person.

59 (2) Article 2 of Chapter 15 of Title 35, Code of
60 Alabama 1975, shall not apply to a bovine owner if injury,
61 loss, damage, or death of a person results from an inherent
62 risk of a bovine activity.

63 (d) (1) This section shall not apply unless a bovine
64 owner posts and maintains a sign that contains the warning
65 notice specified in subdivision (2). The sign shall be placed
66 in a clearly visible location on or near a stable, corral,
67 fence, enclosure, or arena where the owner conducts bovine
68 activities. The warning notice shall appear in black letters,
69 with each letter being a minimum of one inch in height.

70 (2) The sign described in subdivision (1) shall contain
71 the following warning notice:

72 **"WARNING**

73 Under Alabama Law, a bovine owner is not liable for
74 any injury, loss, damage, or death of a person
75 resulting from the inherent risks of bovine activities,
76 pursuant to this act."

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78 Section 2. This act shall become effective on January 1,
79 2025.



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President and Presiding Officer of the Senate

Speaker of the House of Representatives

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Senate 16-Apr-24

I hereby certify that the within Act originated in and passed the Senate, as amended.

Patrick Harris,
Secretary.

House of Representatives

Passed: 02-May-24

By: Senator Price