

673A.3 Definitions.

As used in [this chapter](#), unless the context otherwise requires:

1. “*Agricultural tourism farm*” means a farm to which members of the public are invited to visit by or on behalf of an agricultural tourism farmer or agricultural tourism professional, for the purpose of allowing members of the public to experience places on a farm and participate in farming activities, regardless of whether a member of the public pays for the visit.

2. “*Agricultural tourism farmer*” means a farmer who owns or leases an agricultural tourism farm.

3. “*Agricultural tourism professional*” means a person who is engaged in managing a visit by a member of the public to an agricultural tourism farm, including any agricultural tourism activity conducted on the premises of an agricultural tourism farm, regardless of whether the person receives compensation.

4. a. “*Agricultural tourist*” means a person who enters on to the premises of an agricultural tourism farm as a visitor to experience places on the farm and participate in farming activities pursuant to an invitation by or on behalf of an agricultural tourism farmer or agricultural tourism professional, regardless of whether the person provides compensation in exchange for the visit.

b. “*Agricultural tourist*” does not mean any of the following:

(1) An employee of, agent of, or person receiving compensation from an agricultural tourism farmer, agricultural tourism professional, or person engaged in farming the agricultural tourism farm.

(2) (a) A family member of an agricultural tourism farmer, agricultural tourism professional, or person engaged in farming the agricultural tourism farm.

(b) As used in subparagraph division (a), “*family member*” means a spouse, child, grandchild, parent, sibling, niece, or nephew, or the spouse of a child, grandchild, parent, sibling, niece, or nephew.

(3) A social guest of an agricultural tourism farmer, agricultural tourism professional, or person engaged in farming the agricultural tourism farm.

5. “*Claim*” means a claim, counterclaim, cross-claim, complaint, cross-complaint, or cause of action recognized by the Iowa rules of civil procedure and brought in court on account of allegation of an injury, loss, or death.

6. a. “*Farm*” means land, including buildings or other structures, and improvements used to produce or process a farm commodity, if all of the following apply:

(1) The land is owned or leased by a farmer.

(2) At least ten thousand dollars was generated from the production of farm commodities produced on the land in the last year.

b. “*Farm*” includes but is not limited to a farm field, orchard, nursery, greenhouse, garden, elevator, seedhouse, barn, warehouse, animal feeding operation structure, winery, brewery, distillery, or any personal property located on the land including machinery or equipment used in the production of a farm commodity.

7. “*Farm animal*” means any of the following:

a. An animal belonging to the bovine, caprine, ovine, or porcine species; farm deer as defined in [section 170.1](#); ostriches, rheas, or emus; turkeys, chickens, or other poultry; fish or other aquatic organisms confined in private waters for human consumption; or bees.

b. A horse, pony, mule, jenny, donkey, or hinny.

8. “*Farm commodity*” means a farm crop or farm animal produced or maintained on a farm.

9. “*Farm crop*” means a plant used for food, animal feed, fiber, or oil, including any of the following:

a. A forage or cereal plant, including but not limited to alfalfa, barley, buckwheat, corn, flax, forage, millet, oats, popcorn, rye, sorghum, soybeans, sunflowers, wheat, and grasses used for forage or silage.

b. Edible or ornamental produce, including but not limited to fruit such as apples, cherries, peaches, pears, berries, and grapes; vegetables such as asparagus, broccoli, and carrots; lentils; tubers; squashes and pumpkins; gourds; and flowers.

10. “Farmer” means a person who holds any of the following:
- a. An ownership or leasehold interest in land used for farming.
 - b. An equity interest in a business entity that holds land for use in farming as any of the following:
 - (1) A family farm corporation, authorized farm corporation, family farm limited partnership, limited partnership, family farm limited liability company, authorized limited liability company, family trust, or authorized trust, all as defined in [section 9H.1](#).
 - (2) A limited liability partnership as defined in [section 486A.101](#).
11. “Farming” means to do any of the following:
- a. Produce a farm commodity, including by doing any of the following:
 - (1) Planting, nurturing, maintaining, inspecting, exhibiting, harvesting, handling, storing, or moving a farm crop.
 - (2) Producing, breeding, maintaining, handling, confining, moving, inspecting, or exhibiting a farm animal.
 - b. Engage in an on-farm processing operation in which the form or condition of a farm commodity originating from the farm is changed and prepared or packaged for human use, including but not limited to a dairy, creamery, winery, brewery, distillery, cannery, bakery, butcher shop, smokehouse, or tannery.
12. a. “*Inherent risk of farming*” means a danger or hazard that is an integral part of being in a particular place on a farm or participating in a specific farming activity, if the danger or hazard would be reasonably foreseeable by a person generally familiar with that type of farm or farming activity.
- b. “*Inherent risk of farming*” includes but is not limited to a condition or use of the land, including improvements, and any machinery, equipment, or tack, employed in the production or maintenance of farm commodities on the land, the processing of commodities on the same land as they were produced, and the behavior of farm animals or other domestic or wild animals which are present on the land.
13. “*Person engaged in farming*” means an individual contributing physical labor or making management decisions related to any of the following:
- a. The production or maintenance of a farm commodity on a farm.
 - b. The on-farm processing of a farm commodity produced or maintained on that same farm.

[2021 Acts, ch 104, §5](#)

NEW section