

WEST VIRGINIA LEGISLATURE

2025 REGULAR SESSION

Engrossed Committee Substitute for Senate Bill 916

BY SENATORS RUCKER AND HAMILTON

[Reported March 27, 2025, from the Committee on
Government Organization]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding a new section,
2 designated §19-36-7, relating to recognizing the constitutional authority of the
3 Commissioner of Agriculture to intervene and supersede in matters that negatively affect
4 agritourism; specifying the implementation of such authority; and requiring annual report
5 to the Legislature.

Be it enacted by the Legislature of West Virginia:

ARTICLE 36. AGRITOURISM RESPONSIBILITY ACT.

§19-36-7. Promotion of agritourism.

1 (a) It is the intention of the Legislature to promote agritourism as a means of supporting
2 agricultural production and to educate the public about the agricultural industry and its importance
3 within the state.

4 (b) A county commission, municipality, or public health department may not adopt or enact
5 an ordinance, rule, license requirement, or other authorization that contravenes or is stricter than
6 any state law, rule, or regulation relating to agricultural operations, as defined in §19-19-2 of this
7 code. Any ordinance, rule, regulation, license requirement, or other authorization previously
8 adopted by a county commission, municipality, or public health department that contravenes or is
9 stricter than any state law, rule, or regulation regarding agricultural operations is revoked.