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HEALTH AND SAFETY CODE - HSC

DIVISION 105. COMMUNICABLE DISEASE PREVENTION AND CONTROL [120100 - 122450] (*Division 105 added by Stats. 1995, Ch. 415, Sec. 7.*)

PART 6. VETERINARY PUBLIC HEALTH AND SAFETY [121575 - 122374] (*Part 6 added by Stats. 1995, Ch. 415, Sec. 7.*)

CHAPTER 5. Sale of Dogs and Cats [122045 - 122315] (*Chapter 5 added by Stats. 1995, Ch. 415, Sec. 7.*)

ARTICLE 1. Sale of Dogs by **Breeders [122045 - 122110]** (*Article 1 added by Stats. 1995, Ch. 415, Sec. 7.*)

No refund, replacement, or reimbursement of veterinary fees shall be made under Section 122070 if any of the following conditions exist:

122085. (a) The illness, condition, or death resulted from maltreatment or neglect or from an injury sustained or an illness or condition contracted subsequent to the delivery of the dog to the purchaser.
- (b) The purchaser fails to carry out the recommended treatment prescribed by the examining veterinarian who made the initial diagnosis. However, this subdivision shall not apply if the cost for the treatment together with the veterinarian's fee for the diagnosis would exceed the purchase price of the dog, plus sales tax.
- (c) A veterinarian's statement was provided to the purchaser pursuant to subparagraph (B) of paragraph (6) of subdivision (a) of Section 122050 that disclosed the disease, illness, or condition for which the purchaser seeks to return the dog. However, this subdivision shall not apply if, within one year after the purchaser took physical possession of the dog, a veterinarian licensed in this state states in writing that the disease, illness, or condition requires, or is likely in the future to require, hospitalization or nonelective surgical procedures or that the disease, illness, or condition resulted in the death of the dog.
- (d) The purchaser refuses to return to the **breeder** all documents previously provided to the purchaser for the purpose of registering the dog. This subdivision shall not apply if the purchaser signs a statement certifying that the documents have been inadvertently lost or destroyed.

(*Added by Stats. 1995, Ch. 415, Sec. 7. Effective January 1, 1996.*)