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Part 9: ANIMAL WELFARE

Chapter 729: DAMAGE BY ANIMALS

§3961. Reimbursement for damage done by animals

1. Injuries and damages by animal. When an animal damages a person or that person's property due to negligence of the animal's owner or keeper, the owner or keeper of that animal is liable in a civil action to the person injured for the amount of damage done if the damage was not occasioned through the fault of the person injured.

[2001, c. 220, §1 (NEW) .]

2. Injuries by dog. Notwithstanding subsection 1, when a dog injures a person who is not on the owner's or keeper's premises at the time of the injury, the owner or keeper of the dog is liable in a civil action to the person injured for the amount of the damages. Any fault on the part of the person injured may not reduce the damages recovered for physical injury to that person unless the court determines that the fault of the person injured exceeded the fault of the dog's keeper or owner.

[2001, c. 220, §1 (NEW) .]

SECTION HISTORY

1987, c. 383, §3 (NEW). 1999, c. 254, §8 (AMD). 2001, c. 220, §1 (RPR).

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