

# SENATE BILL 143

D3

(7lr1768)

## ENROLLED BILL

— *Judicial Proceedings/Judiciary* —

Introduced by **Senator Zirkin**

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

\_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_\_ M.

\_\_\_\_\_  
President.

### CHAPTER \_\_\_\_\_

1 AN ACT concerning

#### 2 **Injury to or Death of Pet – Damages**

3 FOR the purpose of providing that a person who tortiously causes an injury to or death of  
4 a pet while acting through an animal under the person’s ownership is liable to the  
5 owner of the pet for certain compensatory damages; ~~repealing~~ *increasing* a certain  
6 cap on the compensatory damages for which a person who tortiously causes an injury  
7 to or death of a pet is liable; providing for the application of this Act; and generally  
8 relating to civil liability for causing injury to or death of a pet.

9 BY repealing and reenacting, with amendments,  
10 Article – Courts and Judicial Proceedings  
11 Section 11–110  
12 Annotated Code of Maryland  
13 (2013 Replacement Volume and 2016 Supplement)

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#### EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

*Italics indicate opposite chamber/conference committee amendments.*



1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
2 That the Laws of Maryland read as follows:

3 **Article – Courts and Judicial Proceedings**

4 11–110.

5 (a) (1) In this section the following words have the meanings indicated.

6 (2) “Compensatory damages” means:

7 (i) In the case of the death of a pet, the fair market value of the pet  
8 before death and the reasonable and necessary cost of veterinary care; and

9 (ii) In the case of an injury to a pet, the reasonable and necessary  
10 cost of veterinary care.

11 (3) (i) “Pet” means a domesticated animal.

12 (ii) “Pet” does not include livestock.

13 (b) ~~¶(1)~~ A person who tortiously causes an injury to or death of a pet while  
14 acting individually or through an animal under the person’s **OWNERSHIP**, direction, or  
15 control is liable to the owner of the pet for compensatory damages.

16 ~~¶(2)~~ The damages awarded under paragraph (1) of this subsection may not  
17 exceed ~~\$7,500~~ **\$10,000.**

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to  
19 apply only prospectively and may not be applied or interpreted to have any effect on or  
20 application to any cause of action arising before the effective date of this Act.

21 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
22 October 1, 2017.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.