

H.B. 553
Dog Attack Amendments

Representative **Jason E. Thompson** proposes the following amendments:

1. *Line 7 through 12:*

7 This Bill:

8 →establishes that an individual injured in a dog attack may bring a claim for damages

9 within four years of the injury;

→**provides that a dog owner is not liable for injury or death caused by the owner's dog if the dog is a livestock guardian dog that was provoked while engaged in herding or guarding livestock on grazing land;**

10 →raises the maximum award from \$50,000 to \$75,000 in arbitration and at trial for a bodily
11 injury claim resulting from a dog attack, not including certain costs; and

12 →makes technical and conforming changes.

2. *Line 51:*

51 (A) on the individual's private property; and

52 (B) while the dog is reasonably secured within a fence or other enclosure; and

53 (iii) the animal described in Subsection (3)(a) entered the individual's private

54 property without consent; ~~{-or}~~

55 (b) (i) the injury or death is to a trespasser who is in violation of Subsection
56 76-6-206(2); and

57 (ii) the injury or death occurs:

58 (A) on the individual's private property; and

59 (B) while the dog is reasonably secured within a fence or other enclosure ~~{-}~~ **; or**

(c) (i) the dog is a livestock guardian dog, as that term is defined in Section 76-6-111; and
(ii) the injury or death occurs:

(A) on public or private land subject to a valid grazing permit or lease held by the owner of
the dog;

(B) as a result of a provocation of the livestock guardian dog by negligent, reckless, or
intentional conduct; and

(C) while the dog was engaged in guarding or herding livestock.