

HOUSE SUMMARY OF SENATE AMENDMENTS

House Bill No. 155 by Representative Hardy

CRIME: Amends the definition of negligent injuring and negligent homicide to include attacks by dogs or other animals

Synopsis of Senate Amendments

1. Requires owner to be reckless in addition to criminally negligent.
2. Adds prohibition against denial of liability coverage when criminal conduct is due to the criminally negligent ownership or handling of a dog or other animal.

Digest of Bill as Finally Passed by Senate

Present law provides that negligent homicide is the killing of a human being by criminal negligence.

Proposed law retains the provisions of present law and further provides that negligent homicide is the killing of a human being by a dog or other animal when the owner is reckless and criminally negligent in confining or restraining the dog or other animal.

Present law provides that negligent injuring is the inflicting of any injury upon the person of another by criminal negligence.

Proposed law retains the provisions of present law and further provides that negligent injuring is the inflicting of any injury upon the person of another by a dog or other animal when the owner is criminally negligent in confining or restraining the dog or other animal.

Proposed law defines "owner", "harboring or keeping", and "livestock".

Proposed law provides exceptions for law enforcement dogs, dogs involved in search and rescue, guide and service dogs, dogs inside a dwelling, place of business, or motor vehicle who attack a person who is attempting or who has made an unlawful entry, and attacks made by livestock.

Proposed law prohibits the denial of liability insurance coverage when the activity is due to the criminally negligent ownership or handling of a dog pursuant to proposed law.

(Amends R.S. 14:32(A) and 39; Adds R.S. 14:32(C)(3), (D), and (E))