

**216.8B Assistance animals and service animals in housing — penalty.**

1. For purposes of [this section](#), unless the context otherwise requires:

a. “*Assistance animal*” means an animal that qualifies as a reasonable accommodation under the federal Fair Housing Act, 42 U.S.C. §3601 et seq., as amended, or section 504 of the federal Rehabilitation Act of 1973, 29 U.S.C. §794, as amended.

b. “*Service animal*” means a dog or miniature horse as set forth in the implementing regulations of Tit. II and Tit. III of the federal Americans with Disabilities Act of 1990, 42 U.S.C. §12101 et seq.

2. A landlord shall waive lease restrictions and additional payments normally required for pets on the keeping of animals for the assistance animal or service animal of a person with a disability.

3. A renter is liable for damage done to any dwelling by an assistance animal or service animal.

4. A person who knowingly denies or interferes with the right of a person with a disability under [this section](#) is, upon conviction, guilty of a simple misdemeanor.

[2019 Acts, ch 65, §2](#)

Referred to in [§216.2](#), [216.8C](#)