S T A T E O F N E W Y O R K

2671

2009-2010 Regular Sessions

I N A S S E M B L Y

January 21, 2009

Introduced by M. of A. GLICK, COLTON, GALEF, CUSICK, O'DONNELL -- Multi-Sponsored by -- M. of A. COOK, KOON, McENENY, NOLAN, PHEFFER, TOWNS, WEINSTEIN -- read once and referred to the Committee on Environmental Conservation

AN ACT to amend the environmental conservation law, in relation to excluding certain animals from the definition of wildlife

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Paragraph a of subdivision 6 of section 11-0103 of the environmental conservation law, as amended by chapter 777 of the laws of 1976, is amended to read as follows:

a. "Wildlife" means wild game and all other animal life existing in a wild state, except fish, shellfish and crustacea. NO DOG OR CAT WHETHER DOMESTICATED OR FERAL, OR ANY OTHER DOMESTICATED ANIMAL NORMALLY MAINTAINED IN OR NEAR THE HOUSEHOLD OF THE PERSON OR OWNER WHO CARES FOR SUCH OTHER DOMESTICATED ANIMAL SHALL BE CONSIDERED WILDLIFE PURSUANT TO THIS PARAGRAPH. A FERAL CAT OR DOG SHALL MEAN ANY DOMESTICATED CAT OR DOG THAT IS BORN IN THE WILD AND IS NOT SOCIALIZED, IS THE OFFSPRING OF A DOMESTICATED CAT OR DOG AND IS NOT SOCIALIZED, OR IS A FORMERLY OWNED DOMESTICATED CAT OR DOG THAT HAS BEEN ABANDONED AND IS NO LONGER SOCIALIZED.

S 2. This act shall take effect immediately.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

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