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

S. 7417 A. 10165

S E N A T E - A S S E M B L Y

May 10, 2012

IN SENATE -- Introduced by Sens. GOLDEN, BALL -- read twice and ordered printed, and when printed to be committed to the Committee on Agriculture

IN ASSEMBLY -- Introduced by M. of A. MALLIOTAKIS, TITONE -- read once and referred to the Committee on Agriculture

AN ACT to amend the agriculture and markets law, in relation to cosmetic surgery of animals

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

Section 1. The agriculture and markets law is amended by adding a new section 352 to read as follows:

S 352. COSMETIC SURGERY OF ANIMALS. 1. NO PERSON SHALL SUBJECT A COMPANION ANIMAL, NOR OFFER FOR SALE ANY COMPANION ANIMAL, THAT HAS BEEN SUBJECTED TO, FOR ANY PURPOSE NOT MEDICALLY NECESSARY TO RELIEVE PHYSICAL DISCOMFORT TO THE ANIMAL OR REMOVE A PHYSICAL ABNORMALITY THAT PROVIDES A RISK TO THE HEALTH OR SAFETY OF THE ANIMAL, (A) TATTOOING OF ANY IMAGE OTHER THAN A DISTINCTIVE MARKING ENROLLED WITH AN ANIMAL IDENTIFICATION REGISTRY, (B) PIERCING, (C) RHYTIDECTOMY, (D) EXTRACTION OF INCISOR TEETH, OR (E) ABDOMINOPLASTY.

2. AS USED IN THIS SECTION, "ANIMAL IDENTIFICATION REGISTRY" IS DEFINED AS ANY DATABASE OR LIST COMPILED AS A MEANS OF ASSOCIATING A COMPANION ANIMAL WITH A MARKING ON THAT ANIMAL FOR IDENTIFICATION PURPOSES, OR AS A MEANS OF DISCERNING WHETHER A COMPANION ANIMAL HAS BEEN SPAYED OR NEUTERED.

3. PERSONS IN VIOLATION OF THIS SECTION SHALL BE GUILTY OF A MISDEMEANOR, PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN ONE YEAR, OR BY A FINE OF NOT MORE THAN ONE THOUSAND DOLLARS, OR BY BOTH.

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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