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

4948

2013-2014 Regular Sessions

I N  A S S E M B L Y

February 13, 2013

Introduced by M. of A. BLANKENBUSH, BARCLAY -- Multi-Sponsored by -- M. of A. HAWLEY -- read once and referred to the Committee on Agriculture

AN ACT to amend the agriculture and markets law, in relation to licensing of dogs that are redeemed or adopted from shelters or pounds

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

Section 1. Paragraph (b) of subdivision 1 of section 109 of the agriculture and markets law, as amended by section 4 of part T of chapter 59 of the laws of 2010, is amended to read as follows:

(b) Application for a dog license shall be made to the clerk of the town, city, or county or, in the counties of Nassau and Westchester, incorporated village in which the dog is harbored or to the village clerk of those villages in the county of Rockland with a population of fifteen thousand or more which have elected to accept applications pursuant to the provisions of this paragraph or to the village clerk of the village of Newark in the county of Wayne upon the election of the village of Newark pursuant to the provisions of this paragraph. Provided, however, that in the counties of Nassau and Westchester, the board of trustees of any incorporated village may by resolution provide that applications for licenses shall no longer be made to the village clerk, but to the clerk of the town in which the village is situated. Provided further, however, that in the county of Rockland, the board of trustees of any incorporated village with a population of fifteen thousand or more may by resolution provide that application for licenses shall be made to the village clerk. Provided further, however, that in the county of Wayne, the board of trustees of the village of Newark may by resolution provide that application for licenses shall be made to the village clerk. The governing body of any town or city or, in the counties of Nassau and Westchester, incorporated village or in the county of Rockland, those villages with a population of fifteen thousand or more which have so elected to accept applications or in the county of Wayne,

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

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the village of Newark if such village has so elected to accept applications may, on resolution of such body, authorize that such application be made to one or more named dog control officers of any such town, city or village. The issuance of any license by any such officer shall be under the control and supervision of the clerk. In the case of a seized dog being redeemed or a dog being otherwise obtained OR ADOPTED from a county animal shelter or pound, such application may be made to the county dog control officer in charge of such facility OR TO THE CLERK OF THE COUNTY IN WHICH SUCH SHELTER OR POUND IS SITUATED. In the case of a dog being redeemed or a dog being adopted from a shelter or pound established, maintained or contracted for, pursuant to section one hundred fourteen of this article, such application may be made to the manager of such facility, provided such manager has been authorized by the municipality in which the prospective owner resides to accept such application, OR TO THE CLERK OF THE COUNTY IN WHICH SUCH SHELTER OR POUND IS SITUATED. Such authorization shall be requested by the governing body of the pound or shelter and the granting or denial of such authorization shall be in the discretion of the municipality in which the prospective owner resides.

S 2. This act shall take effect immediately.