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

1993--A

Cal. No. 5

2013-2014 Regular Sessions

I N S E N A T E

(PREFILED)

January 9, 2013

Introduced by Sen. CARLUCCI -- read twice and ordered printed, and when printed to be committed to the Committee on Health -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, passed by Senate and delivered to the Assembly, recalled, vote reconsidered, restored to third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the public health law, in relation to exempting police dogs from confinement and observation

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

Section 1. Subdivision 7 of section 2140 of the public health law, as amended by chapter 510 of the laws of 2011, is amended to read as follows:

7. "Confinement and observation" refers to the conditions under which apparently healthy dogs, cats, domesticated ferrets, and domestic livestock, which are not exhibiting symptoms of rabies, must be maintained to determine rabies status if such an animal has potentially exposed a person to rabies, and the owner wishes to avoid euthanizing and testing the animal. If the county health authority does not approve home confinement, the ten day confinement and observation period must take place, at owner's expense, at an appropriate facility such as an animal shelter, veterinarian's office, kennel or farm. The confinement must include (i) provisions to prevent escape of the animal during the confinement period and (ii) requirements that the owner notify the public health authority immediately if the animal becomes ill at anytime during confinement, and (iii) verification by the county health authority or their designee at the end of the ten day period that the animal is healthy. IF A POLICE WORK DOG BITES AN INDIVIDUAL IN THE COURSE OF SUCH DOG'S OFFICIAL DUTY THE POLICE DEPARTMENT MAY APPLY FOR A WAIVER FROM CONFINEMENT FROM THE LOCAL DEPARTMENT OF HEALTH. AS PART OF SUCH APPLI-

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

LBD00483-03-3

CATION FOR A WAIVER, THE POLICE DEPARTMENT SHALL PROVIDE THE LOCAL HEALTH DEPARTMENT WITH RECORDS OF SUCH DOG'S PAST VACCINATION FOR RABIES AND PROOF THAT SUCH DOG'S RABIES VACCINATIONS ARE UP-TO-DATE.

S 2. This act shall take effect immediately.