

5944

2015-2016 Regular Sessions

I N   S E N A T E

June 12, 2015

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Introduced by Sen. AVELLA -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the public housing law and the real property law, in relation to discrimination against owners of specific breeds of dog

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

- 1     Section 1. The public housing law is amended by adding a new section  
2     223-c to read as follows:  
3     S 223-C. DISCRIMINATION AGAINST PERSONS WHO OWN CERTAIN BREEDS OF  
4     DOGS. NO PERSON SHALL BE DENIED OCCUPANCY IN A DWELLING IN ANY PROJECT  
5     OR BE SUBJECTED TO EVICTION FROM ANY SUCH DWELLING ON THE GROUNDS THAT  
6     SUCH PERSON OWNS A SPECIFIC BREED OF DOG AND THE DOG RESIDES WITH SUCH  
7     PERSON. NOTHING IN THIS SECTION SHALL BE CONSTRUED TO PROHIBIT THE IMPO-  
8     SITION OF REASONABLE RESTRICTIONS OR REQUIREMENTS ON THE OWNERSHIP OF  
9     DOGS, REGARDLESS OF THEIR BREED, OR OWNERSHIP OF DANGEROUS DOGS AS  
10    DEFINED IN SECTION ONE HUNDRED TWENTY-THREE OF THE AGRICULTURE AND  
11    MARKETS LAW.  
12    S 2. Article 7 of the real property law is amended by adding a new  
13    section 238-a to read as follows:  
14    S 238-A. DISCRIMINATION IN LEASES WITH RESPECT TO SPECIFIC BREED OF  
15    DOGS. NO PERSON, FIRM OR CORPORATION OWNING OR HAVING IN CHARGE ANY  
16    APARTMENT HOUSE, TENEMENT HOUSE OR OTHER BUILDING OR MOBILE HOME PARK  
17    USED FOR DWELLING PURPOSES SHALL RESTRICT A TENANT'S ABILITY TO OWN A  
18    SPECIFIC BREED OF DOG. NOTHING IN THIS SECTION SHALL BE CONSTRUED TO  
19    PROHIBIT THE IMPOSITION OF REASONABLE RESTRICTIONS OR REQUIREMENTS ON  
20    THE OWNERSHIP OF DOGS, REGARDLESS OF THEIR BREED, OR OWNERSHIP OF  
21    DANGEROUS DOGS AS DEFINED IN SECTION ONE HUNDRED TWENTY-THREE OF THE  
22    AGRICULTURE AND MARKETS LAW.  
23    S 3. 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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