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

1135

2015-2016 Regular Sessions

I N S E N A T E

January 8, 2015

Introduced by Sens. AVELLA, BOYLE -- read twice and ordered printed, and when printed to be committed to the Committee on Agriculture

AN ACT to amend the agriculture and markets law, in relation to recovery of deceased domesticated animals on public roads

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 377-b to read as follows:

S 377-B. RECOVERY OF DECEASED DOMESTICATED ANIMALS ON PUBLIC ROADS. ANY OFFICIAL OF THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION THAT RECOVERS THE BODY OF A DOMESTICATED ANIMAL KILLED ON A PUBLIC ROAD SHALL MAKE EVERY REASONABLE EFFORT TO DETECT INDICIA OF OWNERSHIP, SUCH AS TAGS, LICENSE NUMBERS, MICROCHIPS, OR OTHER SUCH IDENTIFIERS ON OR ABOUT THE ANIMAL. THE DEPARTMENT OF TRANSPORTATION SHALL PROVIDE NOTIFICATION TO THE OWNER CONCERNING THE ANIMAL'S DEATH. IF THE DECEASED ANIMAL BEARS NO INDICIA OF OWNERSHIP, SUCH DEPARTMENT SHALL POST A DESCRIPTION OF THE ANIMAL AND PLACE OF DEATH ON A PUBLICLY AVAILABLE WEBSITE. IF FEASIBLE IN LIGHT OF EXISTING DEPARTMENT FACILITIES, SUCH ANIMALS SHALL BE SAFELY STORED FOR FORTY-EIGHT HOURS AFTER NOTIFICATION ON SUCH WEBSITE DURING WHICH OWNERS MAY RECOVER THE ANIMAL'S REMAINS TO DISPOSE OF IN A MANNER OF THEIR CHOOSING.

S 2. This act shall take effect immediately.

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

LBD02131-01-5