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

4877

2015-2016 Regular Sessions

I N S E N A T E

April 22, 2015

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

AN ACT to amend the highway law, in relation to notifying the owner of an animal killed on a highway

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

Section 1. The highway law is amended by adding a new section 332 to read as follows:

S 332. NOTIFYING THE OWNER OF AN ANIMAL KILLED ON A HIGHWAY. (A) TAGS. IF THE ANIMAL HAS A TAG WITH THE FAMILY'S CONTACT INFORMATION AND/OR A LICENSE NUMBER, THE DEPARTMENT SHALL: (I) MAKE A REASONABLE ATTEMPT TO NOTIFY THE FAMILY USING THE CONTACT INFORMATION AND (II) NOTIFY THE ISSUER OF THE LICENSE, IF ANY, SO THAT THE ISSUER WILL ATTEMPT TO NOTIFY THE FAMILY.

(B) CHIPS. THE DEPARTMENT SHALL SCAN THE ANIMAL'S REMAINS FOR AN IDENTIFICATION CHIP AND, SHOULD A CHIP BE FOUND, NOTIFY THE CHIP REGISTRY THROUGH THE REGISTRY WEBSITE OR BY TELEPHONE, IN ACCORDANCE WITH THE INFORMATION ON THE IDENTIFICATION CHIP.

(C) WEB POSTING. ABSENT A TAG OR IDENTIFICATION CHIP, THE DEPARTMENT SHALL USE A PUBLICLY AVAILABLE WEBSITE TO POST A DESCRIPTION OF THE ANIMAL AND THE CIRCUMSTANCES OF ITS DEATH; AND TO POST A PHOTOGRAPH IF THE DEPARTMENT BELIEVES THIS CAN BE DONE WITH DUE RESPECT FOR PERSONAL AND COMMUNITY SENSIBILITIES.

(D) STORAGE. IF THE DEPARTMENT HAS A SUITABLE TEMPORARY STORAGE FACILITY IT SHALL STORE THE ANIMAL'S REMAINS FOR AT LEAST SEVEN DAYS AFTER THE DEPARTMENT: (I) COLLECTS THE REMAINS OR (II) MAKES ACTUAL CONTACT DIRECTLY WITH THE ANIMAL'S OWNERS, WHICHEVER IS LONGER.

(E) ALTERNATIVES. THE DEPARTMENT CAN DELEGATE THE ABOVE FUNCTIONS TO ANOTHER ENTITY SUCH AS A SHELTER OR VETERINARIAN.

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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