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

5944

2015-2016 Regular Sessions

I N S E N A T E

June 12, 2015

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:

Section 1. The public housing law is amended by adding a new section 223-c to read as follows:

S 223-C. DISCRIMINATION AGAINST PERSONS WHO OWN CERTAIN BREEDS OF DOGS. NO PERSON SHALL BE DENIED OCCUPANCY IN A DWELLING IN ANY PROJECT OR BE SUBJECTED TO EVICTION FROM ANY SUCH DWELLING ON THE GROUNDS THAT SUCH PERSON OWNS A SPECIFIC BREED OF DOG AND THE DOG RESIDES WITH SUCH PERSON. NOTHING IN THIS SECTION SHALL BE CONSTRUED TO PROHIBIT THE IMPOSITION OF REASONABLE RESTRICTIONS OR REQUIREMENTS ON THE OWNERSHIP OF DOGS, REGARDLESS OF THEIR BREED, OR OWNERSHIP OF DANGEROUS DOGS AS DEFINED IN SECTION ONE HUNDRED TWENTY-THREE OF THE AGRICULTURE AND MARKETS LAW.

S 2. Article 7 of the real property law is amended by adding a new section 238-a to read as follows:

S 238-A. DISCRIMINATION IN LEASES WITH RESPECT TO SPECIFIC BREED OF DOGS. NO PERSON, FIRM OR CORPORATION OWNING OR HAVING IN CHARGE ANY APARTMENT HOUSE, TENEMENT HOUSE OR OTHER BUILDING OR MOBILE HOME PARK USED FOR DWELLING PURPOSES SHALL RESTRICT A TENANT'S ABILITY TO OWN A SPECIFIC BREED OF DOG. NOTHING IN THIS SECTION SHALL BE CONSTRUED TO PROHIBIT THE IMPOSITION OF REASONABLE RESTRICTIONS OR REQUIREMENTS ON THE OWNERSHIP OF DOGS, REGARDLESS OF THEIR BREED, OR OWNERSHIP OF DANGEROUS DOGS AS DEFINED IN SECTION ONE HUNDRED TWENTY-THREE OF THE AGRICULTURE AND MARKETS LAW.

S 3. This act shall take effect immediately.

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

LBD02934-01-5