

STATE OF NEW YORK

8269

IN SENATE

April 25, 2018

Introduced by Sen. AMEDORE -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government

AN ACT to amend the village law and the agriculture and markets law, in relation to residency requirements and dog licensing in the village of St. Johnsville

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Section 3-300 of the village law is amended by adding a new
2 subdivision 28 to read as follows:

3 28. Notwithstanding any provisions of this chapter or any other gener-
4 al law, local law, ordinance or special act, the village board of trus-
5 tees of the village of St. Johnsville, Montgomery county, may, by resol-
6 ution, provide that any person appointed to or holding any village
7 office of the village of St. Johnsville, Montgomery county, need not be
8 a resident of such village, but must be a resident of New York state.

9 § 2. Paragraph (b) of subdivision 1 of section 109 of the agriculture
10 and markets law, as amended by section 4 of part T of chapter 59 of the
11 laws of 2010, is amended to read as follows:

12 (b) Application for a dog license shall be made to the clerk of the
13 town, city, or county or, in the counties of Nassau and Westchester,
14 incorporated village in which the dog is harbored or to the village
15 clerk of those villages in the county of Rockland with a population of
16 fifteen thousand or more which have elected to accept applications
17 pursuant to the provisions of this paragraph or to the village clerk of
18 the village of Newark in the county of Wayne upon the election of the
19 village of Newark pursuant to the provisions of this paragraph.
20 Provided, however, that in the counties of Nassau and Westchester, the
21 board of trustees of any incorporated village may by resolution provide
22 that applications for licenses shall no longer be made to the village
23 clerk, but to the clerk of the town in which the village is situated.
24 Provided further, however, that in the county of Rockland, the board of
25 trustees of any incorporated village with a population of fifteen thou-
26 sand or more may by resolution provide that application for licenses
27 shall be made to the village clerk. Provided further, however, that in

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

LBD15349-01-8

1 the county of Wayne, the board of trustees of the village of Newark may
2 by resolution provide that application for licenses shall be made to the
3 village clerk. Provided further, however, that in the county of Montgom-
4 ery, the board of trustees of the village of St. Johnsville may by
5 resolution provide that application for licenses shall be made to the
6 village clerk. The governing body of any town or city or, in the coun-
7 ties of Nassau and Westchester, incorporated village or in the county of
8 Rockland, those villages with a population of fifteen thousand or more
9 which have so elected to accept applications ~~[ex]~~, in the county of
10 Wayne, the village of Newark if such village has so elected to accept
11 applications or, in the county of Montgomery, the village of St. Johns-
12 ville if such village has so elected to accept applications may, on
13 resolution of such body, authorize that such application be made to one
14 or more named dog control officers of any such town, city or village.
15 The issuance of any license by any such officer shall be under the
16 control and supervision of the clerk. In the case of a seized dog being
17 redeemed or a dog being otherwise obtained from a county animal shelter
18 or pound, such application may be made to the county dog control officer
19 in charge of such facility. In the case of a dog being redeemed or a dog
20 being adopted from a shelter or pound established, maintained or
21 contracted for, pursuant to section one hundred fourteen of this arti-
22 cle, such application may be made to the manager of such facility,
23 provided such manager has been authorized by the municipality in which
24 the prospective owner resides to accept such application. Such authori-
25 zation shall be requested by the governing body of the pound or shelter
26 and the granting or denial of such authorization shall be in the
27 discretion of the municipality in which the prospective owner resides.
28 § 3. This act shall take effect immediately.