STATE OF NEW YORK

6035

2019-2020 Regular Sessions

IN ASSEMBLY

February 26, 2019

Introduced by M. of A. REILLY -- read once and referred to the Committee on Agriculture

AN ACT to amend the agriculture and markets law, in relation to requiring a five day waiting period for veterinarians at a private veterinarian practice before an animal may be humanely destroyed

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

Section 1. Subdivision 2 of section 374 of the agriculture and markets law, as amended by chapter 421 of the laws of 2018, is amended to read as follows:

2. In the absence of such findings or certification, a duly incorporated humane society, a duly incorporated society for the prevention of cruelty to animals, **a private veterinarian practice consisting of one or more licensed veterinarians as defined under section seven hundred fifty-a of the general business law,** or any pound maintained by or under contract or agreement with any county, city, town or village may after five days make available for adoption or have humanely destroyed in accordance with the provisions of this section [~~and subject to subdivisions six, eight and nine of section one hundred seventeen of this chapter,~~] any animal of which possession is taken as provided for in the preceding section, unless the same is earlier redeemed by its owner. Notwithstanding the redemption periods set forth above in this subdivision, any municipality may establish the duration of such periods by local law or ordinance for any cat whose owner cannot be identified by a collar, tag, microchip, tattoo or other identifying mark, provided that no such period shall be less than three days, and provided further that such cat be made available solely for the purposes of adoption and released to an adoptive owner following an examination by a duly-licensed veterinarian, the details of which shall be provided to the adoptive owner.

§ 2. This act shall take effect on the same date and in the same manner as section 1 of chapter 421 of the laws of 2018, takes effect.

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

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