

# STATE OF NEW YORK

4611

2021-2022 Regular Sessions

## IN ASSEMBLY

February 4, 2021

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

AN ACT to amend the agriculture and markets law, in relation to prohib-  
iting the shipment of certain live animals by postal mail

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

1 Section 1. The agriculture and markets law is amended by adding a new  
2 section 382 to read as follows:

3 § 382. Prohibition of the shipping of live animals by postal mail. 1.  
4 It shall be unlawful for any person, firm, partnership or corporation to  
5 mail or offer for mailing a live animal by postal mail into or within  
6 the state of New York or from the state of New York to points outside  
7 the state of New York. As used in this section, "live animal" shall  
8 mean any mammal, bird, reptile, or amphibian. "Postal mail" shall mean  
9 mail that is processed and delivered by the United States postal service  
10 or other mail carrier. A person, firm, partnership or corporation shall  
11 be considered to have mailed or offered for mailing a live animal in  
12 violation of this section when such person, firm, partnership or corpo-  
13 ration causes such live animal and applicable postage or shipping fee to  
14 be physically placed in the possession of the United States postal  
15 service or other mail carrier.

16 2. A violation of this section shall be punishable by a civil penalty  
17 not to exceed one thousand dollars. Each such violation shall be deemed  
18 a separate violation with respect to each animal mailed or offered for  
19 mailing.

20 § 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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