

# STATE OF NEW YORK

5439

2021-2022 Regular Sessions

## IN SENATE

March 5, 2021

Introduced by Sen. BRISPORT -- read twice and ordered printed, and when printed to be committed to the Committee on Consumer Protection

AN ACT to amend the general business law, in relation to the prohibition on fur products

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

1 Section 1. The general business law is amended by adding a new section  
2 399-bbbb to read as follows:

3 § 399-bbbb. Prohibition on fur products. 1. Notwithstanding any other  
4 law, rule or regulation to the contrary, beginning twenty-four months  
5 after this section takes effect, it shall be unlawful to sell, offer for  
6 sale, display for sale, trade, give, donate, or otherwise distribute a  
7 fur product by any means in the state.

8 2. Notwithstanding any other law, rule or regulation to the contrary,  
9 beginning twenty-four months after this section takes effect, it shall  
10 be unlawful to manufacture a fur product in the state.

11 3. Subdivision one of this section shall not apply to the sale, offer  
12 for sale, display for sale, trade, gift, donation, or other distribution  
13 of used fur products by a person not normally engaged in the business of  
14 selling fur products, non-profit organization, or second-hand stores  
15 including pawn shops.

16 4. Subdivision two of this section shall not apply to the manufacture  
17 of any fur product using fur sourced exclusively from used fur products.

18 5. Notwithstanding the provisions of subdivisions one and two of this  
19 section, the manufacture and sale of fur products shall not be prohibit-  
20 ed when such manufacture and sale is for the exclusive distribution to  
21 and use by persons who purchase such products in order to conform to or  
22 comply with a religious or cultural practice.

23 6. The fine for a violation of this section shall be up to five  
24 hundred dollars for a first violation; up to seven hundred fifty dollars  
25 for a second violation; and up to one thousand dollars for each addi-

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

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1 tional violation. Each fur product that does not comply with the  
2 provisions of this section shall constitute a separate violation. Costs  
3 and fees may be recovered, including attorney's fees.

4 7. For purposes of this section:

5 (a) "Fur" means any animal skin or part thereof with hair, fleece, or  
6 fur fibers attached thereto, either in its raw or processed state. "Fur"  
7 does not include such skins or parts thereof as are to be converted into  
8 leather, which in processing will have the hair, fleece, or fur fiber  
9 completely removed; cowhide with hair attached thereto; or lambskin or  
10 sheepskin with fleece attached thereto.

11 (b) "Fur product" means any article of clothing or covering for any  
12 part of the body, or any fashion accessory, including but not limited to  
13 handbags, shoes, slippers, hats, earmuffs, scarves, shawls, gloves,  
14 jewelry, and key chains, that is made in whole or in part of fur.

15 (c) "Used fur product" means a fur product that a person has acquired  
16 for his or her own use and worn.

17 § 2. This act shall take effect immediately.