STATE OF NEW YORK

8973

IN SENATE

May 3, 2022

Introduced by Sen. HINCHEY -- read twice and ordered printed, and when printed to be committed to the Committee on Agriculture

AN ACT to amend the agriculture and markets law, in relation to authorizing the return of a dog to its owner or custodian

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

Section 1. Section 117 of the agriculture and markets law is amended by adding a new subdivision 1-a to read as follows:

1-a. Notwithstanding the seizure requirements provided in subdivision one of this section, dog control officer or peace officer, acting pursuant to his or her special duties, or police officer in the employ of or under contract to a municipality may, if there is no probable cause to believe the dog is dangerous, return any dog with a current license directly to the dog's owner or custodian of record at the address provided on such dog's license.

§ 2. This act shall take effect immediately.

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

LBD14637-01-2