STATE OF NEW YORK

4058--B

Cal. No. 404

2023-2024 Regular Sessions

IN ASSEMBLY

February 9, 2023

Introduced by M. of A. L. ROSENTHAL -- read once and referred to the Committee on Agriculture -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- reported and referred to the Committee on Codes -- recommitted to the Committee on Codes in accordance with Assembly Rule 3, sec. 2 -- reported from committee, advanced to a third reading, amended and ordered reprinted, retaining its place on the order of third reading

AN ACT to amend the general business law, in relation to prohibiting contracts for the purchase or financing of a dog, cat, or rabbit from including provisions allowing repossession of the animal

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

Section 1. Section 753-e of the general business law, as added by chapter 272 of the laws of 2018, is amended to read as follows:

§ 753-e. Prohibited contracts. No contract for the purchase of a dog [~~or a~~], cat**, or rabbit,** or the financing of such purchase shall include any provisions which authorize the use of a dog [~~or a~~], cat**, or rabbit** as security where such dog [~~or~~], cat**, or rabbit** may be repossessed by the seller or lender contingent on the purchaser making payments under such contract. Provided, however, nothing in this section shall prohibit the purchase of a dog [~~or~~], cat**, or rabbit** through an unsecured personal loan, nor be construed to limit the enforcement of other provisions of this article, article [~~twenty-six-a~~] **twenty-six-A** of the agriculture and markets law or other rights or remedies which are otherwise available to all parties under any other law. **The provisions of this section shall also apply to the sale of a dog, cat, or rabbit through an online website.**

§ 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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