STATE OF NEW YORK

9019

IN SENATE

April 10, 2024

Introduced by Sen. GIANARIS -- 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 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 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.

LBD02748-03-4