

STATE OF NEW YORK

1742

2025-2026 Regular Sessions

IN SENATE

January 13, 2025

Introduced by Sen. MARTINEZ -- 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 increasing the penalty of knowingly violating the provisions relating to the appropriate shelter for dogs

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

1 Section 1. Paragraph (a) of subdivision 2 of section 353-b of the
2 agriculture and markets law, as added by chapter 594 of the laws of
3 2003, is amended to read as follows:

4 (a) Any person who owns or has custody or control of a dog that is
5 left outdoors shall provide it with shelter appropriate to its breed,
6 physical condition and the climate. Any person who knowingly violates
7 the provisions of this section shall be guilty of a [~~violation, punishable~~
8 ~~by a fine of not less than fifty dollars nor more than one hundred~~
9 ~~dollars for a first offense, and a fine of not less than one hundred~~
10 ~~dollars nor more than two hundred fifty dollars for a second and subse-~~
11 ~~quent offenses]~~ misdemeanor, punishable by imprisonment for not more
12 than one year, or by a fine not less than five hundred dollars nor more
13 than one thousand dollars, or by both. Beginning seventy-two hours after
14 a charge of violating this section, each day that a defendant fails to
15 correct the deficiencies in the dog shelter for a dog that [~~he or she~~
16 such person owns or that is in [~~his or her~~] such person's custody or
17 control and that is left outdoors, so as to bring it into compliance
18 with the provisions of this section shall constitute a separate offense.

19 § 2. This act shall take effect on the ninetieth day after it shall
20 have become a law.

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

LBD05302-01-5