



Legislation Details (With Text)

File #: Res 1798-2013 **Version:** * **Name:** Municipalities to regulate pet dealers as long as the law, rule, regulation, or ordinance is not less stringent than state law. (A.740/S.3753)

Type: Resolution **Status:** Adopted

In control: Committee on Health

On agenda: 6/12/2013

Enactment date: **Enactment #:**

Title: Resolution calling on the New York State Legislature to pass and the Governor to sign A.740/S.3753, which allows municipalities to regulate pet dealers as long as the law, rule, regulation, or ordinance is not less stringent than state law.

Sponsors: Elizabeth S. Crowley, Jessica S. Lappin, Maria Del Carmen Arroyo, Deborah L. Rose, Albert Vann, Margaret S. Chin, Leroy G. Comrie, Jr., Daniel Dromm, Mathieu Eugene, Robert Jackson, Letitia James, G. Oliver Koppell, Brad S. Lander, Melissa Mark-Viverito, Annabel Palma

Indexes:

Attachments: 1. Committee Report 6/7/13, 2. Hearing Testimony 6/7/13, 3. Hearing Transcript 6/7/13, 4. Committee Report 6/11/13, 5. Hearing Transcript 6/11/13, 6. Hearing Transcript - Stated Meeting 6-12-13

Date	Ver.	Action By	Action	Result
6/7/2013	*	Committee on Health	Hearing on P-C Item by Comm	
6/7/2013	*	Committee on Health	P-C Item Laid Over by Comm	
6/11/2013	*	Committee on Health	Hearing on P-C Item by Comm	
6/11/2013	*	Committee on Health	P-C Item Approved by Comm	Pass
6/12/2013	*	City Council	Referred to Comm by Council	
6/12/2013	*	City Council	Introduced by Council	
6/12/2013	*	City Council	Approved, by Council	Pass

Preconsidered Res. No. 1798

Resolution calling on the New York State Legislature to pass and the Governor to sign A.740/S.3753, which allows municipalities to regulate pet dealers as long as the law, rule, regulation, or ordinance is not less stringent than state law.

By Council Members Crowley, Lappin, Arroyo, Rose, Vann, Chin, Comrie, Dromm, Eugene, Jackson, James, Koppell, Lander, Mark-Viverito and Palma

Whereas, On January 9, 2013, A.740/S.3753, an act to amend the Agriculture and Markets Law and the General Business Law, in relation to the preemption of local laws, and to repeal section 400-a of the Agriculture and Markets Law and section 753-e of the General Business Law relating thereto, was introduced; and

Whereas, The Agriculture and Markets Law and General Business Law currently prohibit municipalities

from regulating the sale of animals in pet stores; and

Whereas, Pet stores in New York are permitted to sell dogs and cats that have not been spayed or neutered; and

Whereas, The supply of adoptable pets in New York City exceeds the demand, resulting in thousands of animals being abandoned and euthanized; and

Whereas, In 2011, NBC New York has found that most of the puppies sold in New York pet stores are purchased from puppy mills; and

Whereas, The Humane Society estimates that there are at least 10,000 puppy mills in the United States that are producing up to 4 million puppies a year and that most of the puppy mills are unlicensed and unmonitored; and

Whereas, Puppy mills keep animals in cramped areas while breeding large numbers of dogs at the same time; and

Whereas, New York State allows puppy mills to operate as long as the animals are given food and water; and

Whereas, The Times Union recently conducted a special segment on the increase of puppy mills in upstate New York where a reporter found that the basic requirements of food and water are not being met by many puppy mills; and

Whereas, Dr. Ann Hohenhaus of the Animal Medical Center in Manhattan says the lack of government oversight helps to foster the environment necessary for unscrupulous puppy mill transactions; and

Whereas, According to Dr. Hohenhaus, puppies need to socialize with humans within the first 14 weeks of their lives or they will be at a high risk of developing behavioral problems and become unwanted pets; and

Whereas, Dogs rescued or purchased from puppy mills often have chronic ailments, skin and eye infections and rotten teeth; and

Whereas, Some of the dogs rescued or purchased from puppy mills are inevitably euthanized because

they are very ill and unadoptable; and

Whereas, Allowing municipalities in New York State to set rules and regulations appropriate for their jurisdictions will create transparency around the operations of puppy mills and pet stores and help prevent dogs from unnecessarily being euthanized; now, therefore, be it

Resolved, That the Council of the City of New York calls upon the New York State Legislature to pass and the Governor to sign A.740/S.3753, which allows municipalities to regulate pet dealers as long as the law, rule, regulation, or ordinance is not less stringent than state law.

LS# 4765
5/31/13
3:50 pm
FCC/JHC