

As of 03/05/2018 08:50AM , the Laws database is current through 2017
Chapters 1-506 and Chapters 1-3 of 2018

Agriculture and Markets

* § 380. Use of elephants in entertainment acts. 1. No person shall use or cause to be used elephants in any type of entertainment act.

2. Any person that violates the provisions of this section, or any rule or regulation promulgated pursuant thereto, may be assessed, by the commissioner, a civil penalty not to exceed one thousand dollars for each such violation.

3. The provisions of this section shall not apply to:

(a) institutions accredited by the Association of Zoos and Aquariums; and

(b) wildlife sanctuaries as defined in subdivision thirty-two of section 11-0103 of the environmental conservation law.

4. As used in this section:

(a) "Elephant" means the three species of the family Elephantidae:

(i) *Loxodonta africana* and *Loxodonta cyclotis*, also known as the African elephant; and

(ii) *Elephas maximus*, also known as the Asian elephant or Indian elephant.

(b) "Entertainment act" means any exhibition, act, circus, trade show, carnival, ride, parade, race, performance or similar undertaking which is primarily undertaken for the entertainment or amusement of a live audience.

(c) "Person" means an individual, partnership, limited liability company, corporation, joint venture, association, trust, estate or any other legal entity, and any officer, member, shareholder, director, employee, agent or representative of any such entity.

* NB Effective October 19, 2019

* NB There are 2 § 380's