

SENATE, No. 1093

STATE OF NEW JERSEY
218th LEGISLATURE

INTRODUCED JANUARY 25, 2018

Sponsored by:

Senator NILSA CRUZ-PEREZ

District 5 (Camden and Gloucester)

SYNOPSIS

“Nosey’s Law”; prohibits use of wild or exotic animals in traveling animal acts.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning the use of wild or exotic animals in traveling
2 animal acts, designated as Nosey's Law, and supplementing Title
3 23 of the Revised Statutes.

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5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:

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8 1. a. As used in this section:

9 "Mobile or traveling housing facility" means a vehicle, including
10 a truck, trailer, or railway car, used to transport or house an animal
11 used for performance.

12 "Performance" means any animal act, carnival, circus, display,
13 exhibition, exposition, fair, parade, petting zoo, presentation, public
14 showing, race, ride, trade show, or similar undertaking in which
15 animals perform tricks, give rides, or participate as accompaniments
16 for the entertainment, amusement, or benefit of a live audience.

17 "Traveling animal act" means any performance which requires
18 an animal to be transported to or from the location of a performance
19 in a mobile or traveling housing facility.

20 "Wild or exotic animal" means any non-domesticated species of
21 mammal, bird, reptile, or amphibian.

22 b. Notwithstanding any other law, rule, or regulation adopted
23 pursuant thereto, to the contrary, no person shall use a wild or
24 exotic animal in a traveling animal act.

25 c. Any person who violates this section shall be subject to the
26 penalties provided for in section 10 of P.L.1973, c.309 (C.23:2A-
27 10), except that the criminal penalties provided in subsection f. of
28 that section shall not apply.

29 d. This section shall not apply to:

30 (1) exhibitions at a non-mobile, permanent institution or facility
31 certified by the United States Department of Agriculture and
32 accredited by the Association of Zoos and Aquariums, the Global
33 Federation of Animal Sanctuaries, the American Sanctuary
34 Association, or a similar organization as determined by the
35 Department of Environmental Protection;

36 (2) outreach programs for educational or conservation purposes
37 conducted by a facility accredited by the Association of Zoos and
38 Aquariums, the Global Federation of Animal Sanctuaries, the
39 American Sanctuary Association, or a similar organization as
40 determined by the Department of Environmental Protection;

41 (3) an institution of higher education exhibiting wild or exotic
42 animals for research or education purposes; or

43 (4) outreach programs for educational or conservation purposes
44 conducted by governmental entities.

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46 2. This act shall take effect immediately.

STATEMENT

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This bill, designated as “Nosey’s Law,” prohibits the use of wild or exotic animals in a traveling animal act.

The term “traveling animal act” is defined in the bill to mean any performance which requires an animal to be transported to or from the location of the performance in a mobile or traveling housing facility. The term “mobile or traveling housing facility” is defined in the bill to mean a vehicle, including a truck, trailer, or railway car, used to transport or house an animal used for performance. The bill provides various exemptions for educational, conservation, and research purposes.

A person who violates the bill is subject to the same penalties provided in “The Endangered and Nongame Species Conservation Act,” including civil administrative penalties, civil penalties, and injunctive relief, but not the criminal penalties described in subsection f. of that section of law.

Nosey is an elephant who is virtually crippled by arthritis, and who is forced to travel the country to give rides at fairs, flea markets, and other events. The arthritis has likely caused Nosey unnecessary suffering and permanent disability, and reports indicate that Nosey has been denied necessary veterinary care. The bill is designed to ensure that other animals will not be subject to the same mistreatment that Nosey has been forced to endure.