

3580--A

Cal. No. 181

2013-2014 Regular Sessions

I N S E N A T E

February 6, 2013

Introduced by Sen. LIBOUS -- read twice and ordered printed, and when printed to be committed to the Committee on Environmental Conservation -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, passed by Senate and delivered to the Assembly, recalled, vote reconsidered, restored to third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the environmental conservation law, in relation to big game hunting in the counties of Broome, Chenango and Tioga

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. The opening paragraph of paragraph a of subdivision 2 of
2 section 11-0907 of the environmental conservation law, as amended by
3 chapter 600 of the laws of 1993, is amended to read as follows:
4 Regular open hunting seasons for [deer] BIG GAME are established sepa-
5 rately for the named regions or parts of regions, or named counties
6 listed in column one of the table set forth in this subdivision, and are
7 specified as seasons for taking by pistol, rifle, shotgun, or long bow,
8 or for taking by shotgun or long bow only, or for taking by long bow
9 only, as indicated in column three entitled "Manner of Taking". Where
10 taking of big game by shotgun is permitted by this chapter such shotgun
11 may contain rifling in all or a portion of the barrel, provided, howev-
12 er, if the barrel or a portion thereof does contain rifling only shells
13 having non-metallic cases, except for the base, may be used. In the
14 areas identified in column one except in the "closed areas" specified in
15 subdivision 5 the game specified in column two may be taken in the open
16 season stated in column two immediately following the specification of
17 the game, in the manner specified in column three.
18 S 2. Items (f) and (i) of paragraph a of subdivision 2 of section
19 11-0907 of the environmental conservation law, item (f) as amended by
20 chapter 323 of the laws of 2011 and item (i) as amended by chapter 231

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

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1 of the laws of 2012, are amended and a new item (k) is added to read as
2 follows:

3 (f) Southern tier,	Deer, first Monday	Pistol, shotgun,
4 central and Western	after November 15	crossbow,
5 region, except those	through first Tuesday	muzzle loading firearm
6 counties or portions	after December 7	or long bow only
7 thereof listed in		
8 item (i) [or],		
9 (j) OR (K)		
10 of this paragraph		

11 (i) The counties of	Deer, the first Monday	Pistol, shotgun,
12 Allegany, Cattaraugus,	after November 15	muzzle loading
13 Cayuga, Chautauqua	through first Tuesday	firearm, rifle or
14 except that portion	after December 7	long bow only
15 of the county north		
16 of route 20, Chemung,		
17 [Chenango,] Herkimer,		
18 Madison,		
19 Montgomery, Oneida,		
20 Oswego, Otsego,		
21 Schoharie, Schuyler,		
22 Steuben, [Tioga,]		
23 Wyoming and Yates		
24 [and that portion of		
25 the county of		
26 Broome east of the		
27 Susquehanna river]		

28 (K) THE COUNTIES	DEER AND BEAR,	PISTOL, SHOTGUN,
29 OF BROOME EXCEPT	THE FIRST MONDAY	CROSSBOW, MUZZLE
30 WITHIN THE CITY	AFTER NOVEMBER 15	LOADING FIREARM,
31 OF BINGHAMTON,	THROUGH THE FIRST	RIFLE OR LONG
32 CHENANGO AND	TUESDAY AFTER	BOW ONLY
33 TIOGA	DECEMBER 7	

34 S 3. Items (f) and (i) of paragraph a of subdivision 2 of section
35 11-0907 of the environmental conservation law, item (f) as separately
36 amended by chapter 108 of the laws of 1995 and section 1 of chapter 600
37 of the laws of 2005 and item (i) as separately amended by chapter 441 of
38 the laws of 2009 and chapter 231 of the laws of 2012, are amended to
39 read as follows:

40 (f) Southern tier,	Deer, first	Pistol, shotgun,
41 central and Western	Monday after November	muzzle loading firearm
42 region, except those	15 through first	or long bow only
43 counties or portions	Tuesday after	
44 thereof listed in	December 7	
45 item (i) OR (K)		
46 of this paragraph		

47 (i) The counties of	Deer, the	Pistol, shotgun,
48 Allegany, Cattaraugus,	first Monday after	muzzle loading
49 Cayuga, Chemung,	November 15 through	firearm, rifle or

1 [Chenango,] Herkimer, first Tuesday after long bow only
2 Madison, Montgomery, December 7
3 Oneida, Oswego,
4 Otsego, Schoharie,
5 Schuyler, Steuben[,
6 Tioga] and Yates
7 [and that portion of
8 the county of
9 Broome east of the
10 Susquehanna river]

11 S 4. Item (i) of paragraph a of subdivision 2 of section 11-0907 of
12 the environmental conservation law, as amended by section 2 of chapter
13 600 of the laws of 2005, is amended to read as follows:

14 (i) The counties of Deer and bear, the Pistol, shotgun,
15 Allegany, BROOME first Monday after muzzle loading
16 EXCEPT WITHIN THE CITY November 15 through firearm, rifle or
17 OF BINGHAMTON, first Tuesday after long bow only
18 Cattaraugus, December 7
19 Chenango, Herkimer,
20 Montgomery, Oneida,
21 Oswego, Otsego,
22 Schoharie and Tioga
23 [and that portion
24 of the county
25 of Broome east of the
26 Susquehanna river]

27 S 5. This act shall take effect immediately, provided that the amend-
28 ments to the opening paragraph of paragraph a of subdivision 2 of
29 section 11-0907 of the environmental conservation law made by section
30 one of this act shall be subject to the expiration and reversion of such
31 paragraph pursuant to chapter 600 of the laws of 1993 and shall be
32 deemed to expire therewith; the amendments to item (f) of paragraph a of
33 subdivision 2 of section 11-0907 of the environmental conservation law
34 made by section two of this act shall be subject to the expiration and
35 reversion of such item pursuant to chapter 323 of the laws of 2011, as
36 amended, and to item (i) of paragraph a of subdivision 2 of section
37 11-0907 of the environmental conservation law made by section two of
38 this act shall be subject to the expiration and reversion of such item
39 pursuant to chapters 321 and 326 of the laws of 2011, when upon such
40 date the provisions of section three of this act shall take effect;
41 provided further, that the amendments to items (f) and (i) of paragraph
42 a of subdivision 2 of section 11-0907 of the environmental conservation
43 law made by section three of this act and item (k) of such paragraph as
44 added by section two of this act, shall be subject to the expiration and
45 reversion of such paragraph pursuant to section 13 of chapter 600 of the
46 laws of 1993, as amended, when upon such date the provisions of section
47 four of this act shall take effect.