

4220

2013-2014 Regular Sessions

I N S E N A T E

March 14, 2013

Introduced by Sen. ZELDIN -- (at request of the Department of Environmental Conservation) -- read twice and ordered printed, and when printed to be committed to the Committee on Environmental Conservation

AN ACT to amend the environmental conservation law, in relation to extending the authority of the department of environmental conservation to manage whelk and conch

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

1 Section 1. Subdivision 6 of section 13-0330 of the environmental
2 conservation law, as amended by chapter 420 of the laws of 2011, is
3 amended to read as follows:
4 6. The department may, until December thirty-first, two thousand
5 [thirteen] FIFTEEN, fix by regulation measures for the management of
6 whelk or conch (*Busycon* spp.), including size limits, catch and
7 possession limits, open and closed seasons, closed areas, restrictions
8 on the manner of taking and landing, requirements for permits and eligi-
9 bility therefor, recordkeeping requirements, requirements on the amount
10 and type of fishing effort and gear, and requirements relating to trans-
11 portation, possession and sale, provided that such regulations are no
12 less restrictive than requirements set forth in this chapter and
13 provided further that such regulations are consistent with the compli-
14 ance requirements of applicable fishery management plans adopted by the
15 Atlantic States Marine Fisheries Commission and with applicable
16 provisions of fishery management plans adopted pursuant to the Federal
17 Fishery Conservation and Management Act (16 U.S.C. S 1800 et seq.).
18 S 2. This act shall take effect immediately.

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

LBD08958-02-3