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2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. DeMONTE, SCHROEDER, MAGEE, TITONE -- Multi-Sponsored by -- M. of A. P. LOPEZ, LUPARDO, MOLINARO, QUINN, TOWNSEND, WALKER -- read once and referred to the Committee on Environmental Conservation

AN ACT to amend the environmental conservation law, in relation to reducing the required minimum age for obtaining a junior archery license

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

1 Section 1. Paragraph c of subdivision 2 of section 11-0701 of the
2 environmental conservation law, as amended by section 7 of part F of
3 chapter 82 of the laws of 2002, is amended to read as follows:
4 c. A junior archery license entitles a resident holder who is between
5 the ages of [fourteen] TWELVE and sixteen years to hunt wild deer and
6 bear with a longbow during the special archery season and during the
7 regular season, as provided in title 9 of this article, as if such
8 person held a license which authorizes the holder to hunt big game with
9 a bowhunting stamp affixed, subject to the provisions of section 11-0929
10 and subdivision 3 of section 11-0713 of this article. It entitles a
11 non-resident holder who is between the ages of [fourteen] TWELVE and
12 sixteen years to hunt wild deer and bear with a longbow during the
13 special archery season and during the regular season, as provided in
14 title 9 of this article, as if such person held a non-resident bowhunting
15 license, a non-resident license which authorizes the holder to hunt
16 deer and a non-resident bear tag, subject to the provisions of section
17 11-0929 and subdivision 3 of section 11-0713 of this article.
18 S 2. Subdivision 2 of section 11-0713 of the environmental conservation
19 law, as amended by chapter 344 of the laws of 2008, is amended to
20 read as follows:

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

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1 2. The issuing officer shall not issue a junior archery license to a
2 person between the ages of [fourteen] TWELVE and sixteen or a junior
3 hunting license to a person between the ages of twelve and sixteen years
4 unless at the time of issuance applicant is accompanied by his or her
5 parent or legal guardian who shall consent to the issuance of the
6 license and shall so signify by signing his OR HER name in ink across
7 the face of it. At no time shall such licenses be issued by mail to
8 persons between the ages of twelve and sixteen years.

9 S 3. Subdivision 3 of section 11-0719 of the environmental conserva-
10 tion law, as amended by chapter 344 of the laws of 2008, is amended to
11 read as follows:

12 3. A junior hunting license issued to a person who is at least twelve
13 and less than sixteen years of age or a junior archery license issued to
14 a person who is [fourteen or fifteen] BETWEEN THE AGES OF TWELVE AND
15 SIXTEEN years [of age] may be revoked by the department upon proof
16 satisfactory to the department that such person, while under the age of
17 sixteen, has engaged in hunting wildlife with a gun or longbow, in
18 circumstances in which a license is required, while not accompanied by
19 his or her parent, guardian or other adult as provided in section
20 11-0929 of this article. If such license or privilege is revoked the
21 department shall fix the period of such revocation, which is not to
22 exceed four years. The department may require that such person success-
23 fully complete a department sponsored course and obtain a certificate of
24 qualification in responsible hunting or responsible bowhunting practices
25 before being issued another hunting or bowhunting license.

26 S 4. Subdivision 3 of section 11-0929 of the environmental conserva-
27 tion law, as amended by chapter 344 of the laws of 2008, is amended to
28 read as follows:

29 3. A licensee who is BETWEEN THE AGES OF TWELVE AND sixteen [or seven-
30 teen] years [of age] and who has not previously had a license which
31 authorizes the holder to hunt big game issued to him or her and engaged
32 in hunting pursuant to it shall not hunt deer or bear unless he or she
33 is accompanied by his or her parent or legal guardian, or by a person
34 designated in writing by his or her parent or legal guardian on a form
35 prescribed by the department and who is eighteen years of age or older
36 and who has had at least one year's experience in hunting deer or bear,
37 and such accompanying parent, guardian or person holds a license which
38 authorizes the holder to hunt big game.

39 S 5. This act shall take effect on the ninetieth day after it shall
40 have become a law.