

1117

2009-2010 Regular Sessions

I N S E N A T E

January 26, 2009

Introduced by Sen. MARCELLINO -- read twice and ordered printed, and
when printed to be committed to the Committee on Environmental Conser-
vation

AN ACT to amend the environmental conservation law, in relation to
purchase, sale, trade, or barter of fish containing polychlorinated
biphenyls taken from New York waters

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

1 Section 1. Section 13-0347 of the environmental conservation law is
2 amended by adding a new subdivision 5 to read as follows:
3 5. FISH TAKEN FROM THE WATERS OF THE STATE, INCLUDING THOSE TAKEN FROM
4 THE MARINE AND COASTAL DISTRICT, AS DEFINED IN SECTION 13-0103 OF THIS
5 ARTICLE, SHALL NOT BE PURCHASED, SOLD, TRADED, OR BARTERED, OR OFFERED
6 OR EXPOSED FOR PURCHASE, SALE, TRADE, OR BARTER, HAVING, IN ANY FORM, A
7 POLYCHLORINATED BIPHENYL CONCENTRATION LEVEL GREATER THAN ONE PART PER
8 MILLION. THE DEPARTMENT SHALL PROMULGATE RULES AND REGULATIONS FOR THE
9 PROPER IMPLEMENTATION OF THIS SUBDIVISION.
10 S 2. This act shall take effect on the one hundred twentieth day after
11 it shall have become a law; provided however, that effective immediate-
12 ly, the addition, amendment, or repeal of any rule or regulation neces-
13 sary for the implementation of this act on its effective date are
14 authorized and directed to be made and completed on or before such
15 effective date.

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

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