S T A T E  O F  N E W  Y O R K

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I N  S E N A T E

February 9, 2010

Introduced by Sens. MARCELLINO, LARKIN, SALAND, SEWARD, VOLKER -- 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 recreational marine fishing licenses

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

Section 1. Subdivisions 5, 6, 15 and 16 of section 11-0701 of the environmental conservation law, subdivision 5 as amended by section 10 of part F of chapter 82 of the laws of 2002, paragraph c of subdivision 5 as added by section 1 of part KK of chapter 59 of the laws of 2009, subdivision 6 as amended by section 11 of part F of chapter 82 of the laws of 2002, subdivision 15 as amended by section 16 of part F of chapter 82 of the laws of 2002 and subdivision 16 as amended by section 1 of part LL of chapter 59 of the laws of 2009, are amended to read as follows:

5. a. A combined resident fishing, RECREATIONAL MARINE FISHING and small and big game license hereinafter in this article referred to as a sportsman license, entitles the holder to the privileges the holder would have if the holder held separately a fishing license, A RECREATIONAL MARINE FISHING LICENSE and a small and big game license.

b. A combined resident fishing, RECREATIONAL MARINE FISHING, small and big game, bowhunting and muzzle-loading license, hereinafter in this article referred to as a resident super-sportsman license, entitles the holder to the privileges the holder would have if the holder held separately a fishing license, A RECREATIONAL MARINE FISHING LICENSE, a small and big game license, a bowhunting stamp, a muzzle-loading stamp, and a turkey permit.

c. A combined resident fishing, RECREATIONAL MARINE FISHING, small and big game, muzzle-loading stamp and trapping license, hereinafter in this article referred to as a resident trapper super-sportsman license, entitles the holder to the privileges the holder would have if the holder held separately a fishing license, A RECREATIONAL MARINE FISHING

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

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LICENSE, a small and big game license, a muzzle-loading stamp, a trapping license, and a turkey permit.

6. A free sportsman license entitles the holder to the privileges the holder would have if the holder held separately a small and big game license, A RECREATIONAL MARINE FISHING LICENSE and a fishing license.

15. A non-resident combined hunting, fishing, RECREATIONAL MARINE FISHING, big game, bowhunting and muzzle-loading license, hereinafter in this article referred to as a non-resident super-sportsman license, entitles a person who has not been a resident of the state for more than thirty days to the privileges that the holder would have if the holder held separately a non-resident hunting license, a non-resident fishing license, A NON-RESIDENT RECREATIONAL MARINE FISHING LICENSE, a non-resident big game license, a non-resident bowhunting license, a non-resident muzzle-loading license and a non-resident turkey permit.

16. A conservation legacy license entitles the holder to fish, [except for migratory fish of the sea or from the waters of the marine district,] hunt wildlife, hunt big game with a longbow and a muzzle-loading firearm during special seasons therefor, hunt turkey, enjoy the benefits of a voluntary habitat stamp and receive the "New York State Conservationist" magazine as if the holder of such license held separately a resident super-sportsman license, a voluntary habitat stamp and a subscription to the "New York State Conservationist" magazine.

S 2. Paragraph d and the closing paragraph of subdivision 1 of section 11-0702 of the environmental conservation law, as separately amended by section 2 of part KK and section 2 of part LL of chapter 59 of the laws of 2009, are amended to read as follows:

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| d. Lifetime COMBINED fishing AND RECREATIONAL MARINE FISHING license for a person age seventy and over. | $ 65.00 |

The holder of a lifetime small and big game license, RECREATIONAL MARINE FISHING LICENSE or fishing license may, at any time, convert such license to a lifetime sportsman license and turkey permit for an additional fee equal to the existing differential.

S 3. Paragraphs g and h of subdivision 1 of section 11-0702 of the environmental conservation law, as added by section 2 of part LL of chapter 59 of the laws of 2009, are relettered paragraphs h and i.

S 4. Subdivision 4 of section 11-0702 of the environmental conservation law, as added by chapter 352 of the laws of 1987 and as renumbered by chapter 626 of the laws of 1988, is amended to read as follows:

4. All moneys collected from the sale of lifetime licenses shall be deposited in the state fish and game trust account pursuant to section eighty-three of the state finance law, EXCEPT THAT TEN PERCENT OF THE FEES COLLECTED FROM PARAGRAPHS A, D, H AND I OF SUBDIVISION ONE OF THIS SECTION SHALL BE DEPOSITED IN THE MARINE RESOURCES ACCOUNT OF THE CONSERVATION FUND PURSUANT TO SECTION EIGHTY-THREE OF THE STATE FINANCE LAW.

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