

9438

I N A S S E M B L Y

(PREFILED)

January 6, 2010

Introduced by M. of A. WEISENBERG -- read once and referred to the
Committee on Environmental Conservation

AN ACT to amend the environmental conservation law, in relation to
marine and coastal district livery boat recreational marine fishing
license

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

1 Section 1. The environmental conservation law is amended by adding a
2 new section 13-0336-a to read as follows:
3 S 13-0336-A. MARINE AND COASTAL DISTRICT LIVERY BOAT RECREATIONAL MARINE
4 FISHING LICENSE.
5 1. EVERY OWNER OR OPERATOR OF LIVERY VESSELS WHICH LEASES ANY SUCH
6 VESSEL IN THE MARINE AND COASTAL DISTRICT FOR USE BY RECREATIONAL FISH-
7 ING PASSENGERS SHALL HOLD A LIVERY BOAT RECREATIONAL MARINE FISHING
8 LICENSE ISSUED BY THE DEPARTMENT FOR AN ANNUAL FEE OF FOUR HUNDRED
9 DOLLARS FOR THE ENTIRE FLEET OF LIVERY BOATS OF AN OWNER OR OPERATOR.
10 SUCH LICENSES SHALL ONLY BE ISSUED TO PERSONS DOMICILED IN THE STATE OR
11 IN A STATE WHICH AFFORDS RECIPROCAL FISHING PRIVILEGES TO PERSONS DOMI-
12 CILED IN NEW YORK. A LICENSE ISSUED PURSUANT TO THIS SECTION SHALL
13 AUTHORIZE ALL PASSENGERS ABOARD A LIVERY BOAT, OWNED OR OPERATED BY A
14 LICENSEE, TO ENGAGE IN RECREATIONAL MARINE FISHING. SUCH LICENSE SHALL
15 BE POSTED AND MADE AVAILABLE AT THE LICENSEE'S PLACE OF BUSINESS, AND A
16 COPY THEREOF SHALL BE POSTED AND MADE AVAILABLE ON EACH LIVERY BOAT
17 OWNED OR OPERATED BY THE LICENSEE. FOR THE PURPOSES OF THIS SECTION,
18 "LIVERY BOAT" SHALL MEAN A VESSEL OF TWENTY OR LESS FEET IN LENGTH WHICH
19 IS LEASED FOR USE BY PASSENGERS FOR THE PURPOSE OF TAKING OR ATTEMPTING
20 TO TAKE MARINE FISH FOR RECREATIONAL PURPOSES.
21 2. LIVERY BOAT RECREATIONAL MARINE FISHING LICENSES SHALL EXPIRE ON
22 THE THIRTY-FIRST DAY OF DECEMBER OF EACH YEAR.
23 S 2. Subdivision 5 of section 13-0355 of the environmental conserva-
24 tion law is amended by adding a new paragraph c to read as follows:

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

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1 C. RECREATIONAL FISHING PASSENGERS ON A MARINE AND COASTAL DISTRICT
2 LIVERY BOAT LICENSED PURSUANT TO SECTION 13-0336-A OF THIS TITLE MAY
3 TAKE FISH AS IF THEY HELD A RECREATIONAL MARINE FISHING LICENSE.
4 S 3. This act shall take effect immediately.