

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

1749--A

2011-2012 Regular Sessions

I N A S S E M B L Y

January 11, 2011

Introduced by M. of A. GUNTHER -- Multi-Sponsored by -- M. of A. REILLY
-- read once and referred to the Committee on Environmental Conservation -- recommitted to the Committee on Environmental Conservation in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the environmental conservation law, in relation to management of wildlife resources

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

- 1 Section 1. Subdivision 3 of section 11-0507 of the environmental
2 conservation law is amended to read as follows:
3 3. No person shall willfully liberate within the state any wildlife
4 except under permit from the department. The department may issue such
5 permit in its discretion, fix the terms thereof and revoke it at pleasure. These provisions do not apply to migratory game birds, importation
6 of which is governed by regulation of the department OR TO THE RELEASE
7 OF RING-NECKED PHEASANT OR QUAIL DURING THE PERIOD AUGUST SIXTEENTH TO
8 APRIL FIFTEENTH.
9
10 S 2. Paragraph b of subdivision 1 of section 11-0925 of the environmental conservation law, as added by chapter 432 of the laws of 1997, is
11 amended to read as follows:
12 b. The operator of a special dog training area may at any time during
13 the year train the operator's own dogs or the dogs of other persons on
14 such area, and permit others to train dogs. The operator may hold field
15 trials on wild game, or on liberated game, or on liberated artificially
16 propagated game, or on led or confined game, or may in writing permit
17 others to hold such trials, under such conditions as shall be agreed
18 upon by the operator and such other person; but no game shall be taken
19 by shooting at such field trial. No persons shall, on a special dog
20 training area, train a dog, hold a field trial, enter accompanied by a
21

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

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1 dog, or permit a dog of which he is the owner or trainer to enter,
2 except as provided in this section or in rules adopted pursuant hereto.
3 A permit from the department must be obtained before liberation of any
4 wildlife, EXCEPT FOR THE RELEASE OF RING-NECKED PHEASANT OR QUAIL DURING
5 THE PERIOD AUGUST SIXTEENTH TO APRIL FIFTEENTH and such a permit may be
6 withheld if, in the opinion of the department, granting it would endan-
7 ger the health of native wildlife species.

8 S 3. Paragraph b of subdivision 2 of section 11-0927 of the environ-
9 mental conservation law is amended to read as follows:

10 b. A permit from the department is required for liberation of any
11 wildlife. THIS PROVISION DOES NOT APPLY TO RELEASE OF RING-NECKED PHEAS-
12 ANT OR QUAIL DURING THE PERIOD AUGUST SIXTEENTH TO APRIL FIFTEENTH.

13 S 4. Paragraphs c and c-1 and the closing paragraph of subdivision 2
14 of section 11-0903 of the environmental conservation law, paragraph c as
15 amended and paragraph c-1 as added by chapter 366 of the laws of 2011
16 and the closing paragraph of subdivision 2 as amended by chapter 911 of
17 the laws of 1990, are amended to read as follows:

18 c. pheasants [anywhere in the state other than Long Island];
19 [c-1. pheasants on Long Island, but only for those individuals who
20 hold a junior license, and provided that such youth pheasant hunting
21 days are held prior to the start of the open season as indicated in
22 paragraph d of subdivision two of section 11-0905 of this title;]

23 Such open seasons and bag limits may be fixed for the entire state[,
24 except on Long Island in the case of pheasants], or for any county or
25 part thereof, giving due regard to abundance of the species and poten-
26 tial hunting pressure. The department may regulate the taking,
27 possession and disposition of wild turkeys.

28 S 5. Paragraphs d and e of subdivision 2 of section 11-0905 of the
29 environmental conservation law, as amended by chapter 911 of the laws of
30 1990, are amended to read as follows:

31 d. Ring-necked	[Long Island November	[Long Island, four
32 pheasant	1 through December	birds in one day,
33	31. Elsewhere, fixed]	thirty during season.
34	FIXED annually by	Elsewhere, fixed] FIXED
35	regulation	annually by regulation

36 e. Quail	[Orange, Putnam and	[Orange, Putnam and
37	Westchester counties,	Westchester counties;
38	fixed] FIXED annually	four birds in one day,
39	by regulation[; Long	ten during season.
40	Island, November 1	Long Island, six birds
41	through December 31]	in one day, forty
42		during season]
43		FIXED ANNUALLY BY
44		REGULATION.

45 S 6. This act shall take effect on the first of January next succeed-
46 ing the date on which it shall have become a law.