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2011-2012 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 5, 2011

Introduced by M. of A. MAGEE, REILLY, MARKEY, GUNTHER, BENEDETTO, CASTRO, P. LOPEZ -- Multi-Sponsored by -- M. of A. BARCLAY, BURLING, CALHOUN, COOK, CROUCH, DESTITO, DUPREY, FINCH, GIGLIO, HAWLEY, McDO- NOUGH, McENENY, MOLINARO, OAKS, TITONE -- read once and referred to the Committee on Environmental Conservation

AN ACT to amend the environmental conservation law, in relation to hunt- ing ranch facilities

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 11-1908 to read as follows:
3 S 11-1908. HUNTING RANCH FACILITIES REGULATION AND PROTECTION.
4 1. ALL ENTITIES WHO OWN, OPERATE OR MANAGE A FACILITY THAT HARBORS
5 PRIVATELY-OWNED, NON-NATIVE GAME ANIMALS MAY CHARGE A FEE TO TAKE SUCH
6 ANIMALS UPON RECEIPT OF A HUNTING RANCH FACILITY LICENSE.
7 2. THE OWNER OR LESSEE OF WHOLLY ENCLOSED LANDS OR AN ENTIRE ISLAND
8 MAY APPLY TO THE DEPARTMENT OF AGRICULTURE AND MARKETS FOR A HUNTING
9 RANCH FACILITY LICENSE. THE HOLDER OF A HUNTING RANCH FACILITY LICENSE
10 MAY PURCHASE, POSSESS, BREED, REAR, AND HARVEST BY SHOOTING ON THE
11 FACILITY PREMISES, CERVIDS OR ANY OTHER HOOFED, DOMESTIC OR NON-DOMESTIC
12 ANIMALS. A HUNTING RANCH FACILITY LICENSE SHALL BE ISSUED OR RENEWED
13 FOR A TERM OF TEN YEARS AT A MAXIMUM COST OF FIFTY DOLLARS. THE DEPART-
14 MENT OF AGRICULTURE AND MARKETS SHALL PRESCRIBE AND FURNISH FORMS FOR
15 APPLICATION FOR SUCH LICENSE. INFORMATION ON THE LICENSE APPLICATION
16 SHALL INCLUDE LICENSEE NAME, LOCATION OF HUNTING RANCH FACILITY, AND
17 PROOF OF STATE ANIMAL HEALTH COMPLIANCE. THE LICENSE SHALL BE ISSUED NO
18 MORE THAN THIRTY DAYS AFTER SUCCESSFULLY COMPLETING APPLICATION REQUIRE-
19 MENTS.
20 3. NO ANIMALS CAPTURED FROM THE WILD, ORIGINATING FROM A ZOO, PETTING
21 ZOO, OR CIRCUS SHALL BE HUNTED FOR SPORT ON A HUNTING RANCH FACILITY.

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

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1 4. THE FOLLOWING REQUIREMENTS SHALL APPLY TO THE DESIGNATED HUNTING
2 AREA:
3 A. THE HUNTING AREA SHALL BE COMPLETELY ENCLOSED BY FENCING AND ALLOW
4 GAME ANIMALS THE OPPORTUNITY TO EXERCISE THEIR NATURAL INSTINCTS AND
5 ABILITIES TO ELUDE BEING HARVESTED.
6 B. ALL HOOFED ANIMALS SHALL BE ON THE PREMISES TWO CALENDAR DAYS PRIOR
7 TO BEING HUNTED.
8 C. ALL HUNTERS WITHIN THE HUNTING AREA SHALL BE UNDER THE SUPERVISION
9 OF A GUIDE, WHO WILL ENSURE THAT HUNTERS ABIDE BY STANDARDS OF ETHICAL
10 HUNTING.
11 5. THE HOLDER OF A HUNTING RANCH FACILITY LICENSE SHALL DISCLOSE IN
12 WRITING TO PATRONS THAT ALL ANIMALS PRESENT IN THE DESIGNATED HUNTING
13 AREA ARE PRIVATELY-OWNED ANIMALS.
14 6. LICENSEES SHALL NOT ADVERTISE OR OTHERWISE OFFER A GUARANTEE THAT
15 PATRONS WILL HARVEST AN ANIMAL.
16 S 2. This act shall take effect immediately.