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

2490--A

2013-2014 Regular Sessions

I N A S S E M B L Y

January 15, 2013

Introduced by M. of A. MAGEE, OAKS, BARCLAY, ABINANTI -- read once and referred to the Committee on Environmental Conservation -- reported and referred to the Committee on Codes -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the environmental conservation law, in relation to snapping turtles; and providing for the repeal of such provisions upon expiration thereof

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

Section 1. Subdivision 10 of section 11-0701 of the environmental conservation law, as amended by chapter 57 of the laws of 1993 and as renumbered by chapter 470 of the laws of 1994, is amended to read as follows:

10. A trapping license entitles the holder to trap beaver, otter, fisher, mink, muskrat, skunk, raccoon, bobcat, coyote, fox, opossum, weasel, pine marten, SNAPPING TURTLES, and unprotected wildlife except birds, as provided in title 11 OF THIS ARTICLE, subject to the provisions of subdivision [6] 3 of section 11-0713 of this article.

S 2. Subdivision 8 of section 11-0701 of the environmental conservation law, as amended by section 1-a of part R of chapter 58 of the laws of 2013, is amended to read as follows:

8. A trapping license entitles the holder to trap beaver, otter, fisher, mink, muskrat, skunk, raccoon, bobcat, coyote, fox, opossum, weasel, pine marten, SNAPPING TURTLES, and unprotected wildlife except birds, as provided in title 11 OF THIS ARTICLE, subject to the provisions of section 11-0713 of this article.

S 3. Paragraph c of subdivision 3 of section 11-0901 of the environmental conservation law, as amended by chapter 825 of the laws of 1973 and subparagraph 1 as amended by chapter 407 of the laws of 1976, is amended to read as follows:

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

LBD04819-04-3

c. Wild small game and wild upland game birds shall be taken only by longbow or gun, or by the use of raptors as provided in title 10 of this article, except that:

(1) skunk, raccoon, bobcat, coyote, fox, mink and muskrat may be taken in any manner not prohibited in this section or in title 11 of the Fish and Wildlife Law, [and]

(2) frogs may also be taken by spearing, catching with the hands, or by the use of a club or hook[.]; AND

(3) SNAPPING TURTLES MAY ALSO BE TAKEN BY CATCHING WITH THE HANDS OR BY TRAPPING PURSUANT TO TITLES 7 AND 11 OF THIS ARTICLE.

S 4. Subdivision 1 of section 11-1103 of the environmental conservation law, as amended by chapter 911 of the laws of 1990, is amended to read as follows:

1. The department may by regulation permit trapping of beaver, fisher, otter, bobcat, coyote, fox, raccoon, opossum, weasel, skunk, muskrat, pine marten [and], mink, SNAPPING TURTLES, or any of them, in specified areas, and may regulate the taking, possession and disposition of such animals. The periods in which trapping of such animals is so permitted are open seasons for the trapping of the species for which the period is fixed, in the area or areas for which it is so fixed.

S 5. This act shall take effect immediately and shall expire and be deemed repealed on and after September 30, 2015; provided that section two of this act shall take effect on the same date and in the same manner as section 1-a of part R of chapter 58 of the laws of 2013, takes effect.