

2013-2014 Regular Sessions

I N S E N A T E

(PREFILED)

January 9, 2013

Introduced by Sens. GRISANTI, MARCELLINO -- 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 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 pleas-  
6 ure. These provisions do not apply to migratory game birds, importation  
7 of which is governed by regulation of the department OR TO THE RELEASE  
8 OF RING-NECKED PHEASANT OR QUAIL DURING THE PERIOD AUGUST SIXTEENTH TO  
9 APRIL FIFTEENTH.

10 S 2. Paragraph b of subdivision 1 of section 11-0925 of the environ-  
11 mental conservation law, as added by chapter 432 of the laws of 1997, is  
12 amended to read as follows:

13 b. The operator of a special dog training area may at any time during  
14 the year train the operator's own dogs or the dogs of other persons on  
15 such area, and permit others to train dogs. The operator may hold field  
16 trials on wild game, or on liberated game, or on liberated artificially  
17 propagated game, or on led or confined game, or may in writing permit  
18 others to hold such trials, under such conditions as shall be agreed  
19 upon by the operator and such other person; but no game shall be taken  
20 by shooting at such field trial. No persons shall, on a special dog  
21 training area, train a dog, hold a field trial, enter accompanied by a  
22 dog, or permit a dog of which he is the owner or trainer to enter,  
23 except as provided in this section or in rules adopted pursuant hereto.

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

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1 A permit from the department must be obtained before liberation of any  
 2 wildlife, EXCEPT FOR THE RELEASE OF RING-NECKED PHEASANT OR QUAIL DURING  
 3 THE PERIOD AUGUST SIXTEENTH TO APRIL FIFTEENTH and such a permit may be  
 4 withheld if, in the opinion of the department, granting it would endan-  
 5 ger the health of native wildlife species.

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

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

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

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

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

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

29	d. Ring-necked	[Long Island November	[Long Island, four
30	pheasant	1 through December	birds in one day,
31		31. Elsewhere, fixed]	thirty during season.
32		FIXED annually by	Elsewhere, fixed] FIXED
33		regulation	annually by regulation
34	e. Quail	[Orange, Putnam and	[Orange, Putnam and
35		Westchester counties,	Westchester counties;
36		fixed] FIXED annually	four birds in one day,
37		by regulation[; Long	ten during season.
38		Island, November 1	Long Island, six birds
39		through December 31]	in one day, forty
40			during season]
41			FIXED ANNUALLY BY
42			REGULATION.

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