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

10393

I N A S S E M B L Y

May 25, 2016

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

AN ACT to amend the environmental conservation law, in relation to prohibiting the sale of certain fish taken pursuant to recreational or sportfishing licenses

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

Section 1. Subdivision 2 of section 11-1319 of the environmental conservation law, as amended by chapter 193 of the laws of 1992, is amended to read as follows:

2. Sale.

a. Trout, including rainbow trout, Atlantic salmon, black bass, walleye and muskellunge shall not be bought and sold.

b. Bait fish named in section 11-1315 shall not be sold for bait except as provided in that section.

c. The following fish may be bought and sold at any time: (1) the marine species named in section 13-0339 or in regulations of the department provided they are of the minimum size limits stated in such section or in such regulations; (2) fish that may be taken with nets in the Hudson River, Lake Erie and Lake Ontario as authorized by regulations of the department provided they are of the minimum size limits stated in such regulations; (3) fish not specifically named [in paragraph d of this subdivision or] in section 13-0339, 11-1521 or 13-0347 or in regulation adopted pursuant to section 11-1303; AND (4) [fish for which such regulations specify no minimum size limits and specify generally without exceptions, that the open season is "any time"] BULLHEAD IN THE COUNTIES OF ONEIDA, OSWEGO AND MADISON.

D. FISH AND ANY PARTS THEREOF TAKEN PURSUANT TO THE PRIVILEGES OF TITLE SEVEN OF THIS ARTICLE MAY NOT BE BOUGHT AND SOLD, EXCEPT FOR FISH OR PARTS THEREOF TAKEN FROM THE SAINT LAWRENCE RIVER ADJACENT TO JEFFERSON COUNTY.

S 2. The opening paragraph of subdivision 4 of section 11-1703 of the environmental conservation law is amended to read as follows:

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

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Fish [of the following species taken outside the state shall not be bought or sold or otherwise trafficked in if they] AND ANY PARTS THEREOF TAKEN OUTSIDE THE STATE, EXCEPT FOR FISH OR PARTS THEREOF TAKEN FROM THE SAINT LAWRENCE RIVER ADJACENT TO JEFFERSON COUNTY, SHALL NOT BE BOUGHT OR SOLD OR OTHERWISE TRAFFICKED IN IF THEY WERE TAKEN PURSUANT TO THE PRIVILEGES OF A RECREATIONAL OR SPORTFISHING LICENSE OR IF THEY ARE OF THE FOLLOWING SPECIES AND are of less than the size limits specified in this subdivision or in the sections to which it refers:

S 3. This act shall take effect immediately.