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

92--A

2015-2016 Regular Sessions

I N S E N A T E

(PREFILED)

January 7, 2015

Introduced by Sen. GALLIVAN -- read twice and ordered printed, and when printed to be committed to the Committee on Environmental Conservation -- recommitted to the Committee on Environmental Conservation in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the environmental conservation law, in relation to eliminating the requirement that hunters wear back tags during hunting season in the state; and to repeal certain provisions of such law relating thereto

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

Section 1. Section 11-0705 of the environmental conservation law, as amended by section 21 of part R of chapter 58 of the laws of 2013, is amended to read as follows:

S 11-0705. Failure to carry license, tag or bowhunting and/or muzzle-loading privileges.

1. a. The holder of a license, tag, bowhunting privilege or muzzle-loading privilege defined in section 11-0701 of this title shall:

(1) have such license, tag or privilege on the holder's person while exercising any privilege of that license stated in section 11-0701 of this title, or while assisting or accompanying a minor in hunting as provided in section 11-0929 of this article, and

(2) shall exhibit it on demand to any police officer, peace officer or owner, lessee or person in control of the lands or waters or the designees of the owner, lessee or person in control of the lands or waters on which the license holder is present.

2. [a. Holders of a hunting license while exercising the privileges of such license, shall have the back tag issued with their license attached

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

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to and displayed on the back of the outer garment between the shoulders in such manner that all figures are plainly visible at all times.

b. The license tag for the current year only shall be displayed.

c. Notwithstanding the provisions of paragraphs a and b of this subdivision, a license holder shall not be required to display such license tag in the Northern Zone or the Catskill Park.

3.] Failure of a licensee to have the holder's license, tag or license with bowhunting and/or muzzle-loading privilege included, on the holder's person while hunting, fishing or trapping, is presumptive evidence that the holder is hunting, fishing or trapping, as the case may be, without holding the license, tag or license and bowhunting or muzzle-loading privilege required by subdivision 6 of section 11-0703 of this title.

S 2. Subdivision 3 of section 71-0923 of the environmental conservation law is REPEALED.

S 3. This act shall take effect immediately.