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

8629--A

2015-2016 Regular Sessions

I N A S S E M B L Y

December 23, 2015

Introduced by M. of A. PRETLOW, DINOWITZ, MILLER, RICHARDSON, ABINANTI, RIVERA, COLTON, BICHOTTE -- Multi-Sponsored by -- M. of A. COOK, GLICK, HOOPER, ROBINSON, SIMON -- read once and referred to the Committee on Environmental Conservation -- recommitted to the Committee on Environmental Conservation in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the environmental conservation law, in relation to prohibiting the sale of live genetically modified salmon

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

Section 1. Section 11-1703 of the environmental conservation law is amended by adding a new subdivision 8 to read as follows:

8. NO PERSON SHALL SELL OR KNOWINGLY INTRODUCE INTO A FREE-LIVING STATE, LIVE GENETICALLY MODIFIED SALMON. UNDER THIS SUBDIVISION, GENETICALLY MODIFIED SALMON SHALL MEAN PRODUCED FROM OR WITH AN ORGANISM OR ORGANISMS WITH GENETICS ALTERED MATERIALLY THROUGH THE APPLICATION OF:

(A) IN VITRO NUCLEIC ACID TECHNIQUES, INCLUDING BUT NOT LIMITED TO RECOMBINANT DEOXYRIBONUCLEIC ACID (DNA) TECHNIQUES AND THE DIRECT INJECTION OF NUCLEIC ACID INTO CELLS OR ORGANELLES; OR

(B) THE FUSION OF CELLS BEYOND THE TAXONOMIC FAMILY THAT OVERCOMES NATURAL PHYSIOLOGICAL, REPRODUCTIVE, OR RECOMBINANT BARRIERS AND THAT ARE NOT TECHNIQUES USED IN TRADITIONAL BREEDING AND SELECTION.

S 2. Subdivision 3 of section 11-1911 of the environmental conservation law is amended to read as follows:

3. No person shall release any species of fish into a farm fish pond unless permission to do so is first obtained from the department. PROVIDED, HOWEVER, UNDER NO CIRCUMSTANCES SHALL THE DEPARTMENT AUTHORIZE THE INTRODUCTION OF GENETICALLY ENGINEERED SALMON AS DEFINED IN SUBDIVISION EIGHT OF SECTION 11-1708 OF THIS ARTICLE.

S 3. This act shall take effect immediately.

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

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