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

9389

I N A S S E M B L Y

February 29, 2016

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

AN ACT to amend the environmental conservation law, in relation to the use of spears or spearguns in marine and coastal waters; and to amend chapter 435 of the laws of 2014, relating to defining spearguns and allowing recreational spearfishing in New York's marine and coastal waters, in relation to the effectiveness thereof

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

Section 1. Paragraph c of subdivision 1 of section 11-1301 of the environmental conservation law, as added by chapter 435 of the laws of 2014, is amended to read as follows:

c. Except as otherwise prohibited by law, fish may be taken by spear or speargun in the marine and coastal district [only] for recreational AND COMMERCIAL purposes. A speargun must be submerged when used to take fish. Provided, however, that no food fish may be taken by spear or speargun within one hundred yards of a public bathing area.

S 2. Section 3 of chapter 435 of the laws of 2014, relating to defining spearguns and allowing recreational spearfishing in New York's marine and coastal waters, is amended to read as follows:

S 3. This act shall take effect on the ninetieth day after it shall have become a law [and shall expire and be deemed repealed June 1, 2017].

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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