STATE OF NEW YORK

4450

2019-2020 Regular Sessions

IN ASSEMBLY

February 4, 2019

Introduced by M. of A. STEC -- read once and referred to the Committee on Ways and Means

AN ACT to amend the state finance law, in relation to dedicating certain funds for fish and wildlife purposes

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Paragraph 1 of subdivision a of section 83 of the state finance law, as amended by chapter 512 of the laws of 1994, is amended to read as follows:

1. The conservation fund shall consist of all moneys belonging to the state received by the department of environmental conservation from the sale of licenses for hunting, for trapping, and for fishing, all moneys received in actions for penalties under articles eleven and thirteen of the environmental conservation law and subdivision two of section 71-1929 of the environmental conservation law, or upon the settlement or compromise thereof, all fines for violation of any of the provisions of articles eleven and thirteen of the environmental conservation law, all moneys arising out of the operation of real property under the jurisdiction of the division of fish and wildlife in the department of environmental conservation heretofore or hereafter acquired by the state of New York, and from any concessions thereon and from any leases thereof, including moneys received from the sale thereof when authorized by law, all moneys received from leases or rentals of shellfish grounds in the marine and coastal district, all moneys from gifts for fish and wildlife management pursuant to section six hundred twenty-five of the tax law, moneys received by the department of environmental conservation from the sale of limited edition prints of fish and wildlife paintings, as authorized by paragraph t of subdivision two of section 3-0301 of the environmental conservation law, all moneys received from the reimbursement provided for in paragraph b of subdivision seven of section 8-0109 of the environmental conservation law, and all other moneys arising out

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

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of the application of any provisions of articles eleven and thirteen of the environmental conservation law. These moneys, after appropriation by the legislature, and within the amounts set forth and for the several purposes specified, shall be available to the department of environmental conservation for the care, management, protection and enlargement of the fish, game and [~~shell fish~~] shellfish resources of the state and for the promotion of public fishing and shooting, provided, that all monies received or acquired by the state pursuant to article eleven of the environmental conservation law and not otherwise dedicated pursuant to this section shall be dedicated to and available by appropriation only for the administration of and purposes set forth in such article, which may only be altered or amended by law. In the accomplishment of these objects the moneys made available hereunder shall be devoted to the purchase or acquisition of lands, lands under water, waters, or rights therein as required, to payment for personal service, for maintenance and operation, and for new construction and permanent betterments, and to all other proper expenses of the department of environmental conservation in the administration and enforcement of the provisions of articles eleven and thirteen of the environmental conservation law.

§ 2. Subdivision 1 of section 98-a of the state finance law is amended by adding a new closing paragraph to read as follows:

Provided, however, that all monies received or acquired by the state pursuant to article eleven of the environmental conservation law and not otherwise dedicated pursuant to this section shall be dedicated to and available by appropriation only for the administration of and purposes set forth in such article, which may only be altered or amended by law.

§ 3. This act shall take effect immediately.