

# STATE OF NEW YORK

4253--B

2019-2020 Regular Sessions

## IN SENATE

March 5, 2019

Introduced by Sens. MARTINEZ, ADDABBO, BIAGGI, HOYLMAN, SERRANO -- read twice and ordered printed, and when printed to be committed to the Committee on Environmental Conservation -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- 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 making contests, competitions, tournaments and derbys to take wildlife unlawful

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

1 Section 1. Subdivisions 14, 15 and 16 of section 11-0901 of the environmental conservation law, subdivision 14 as renumbered by chapter 486  
2 of the laws of 1985, are renumbered subdivisions 15, 16 and 17 and a new  
3 subdivision 14 is added to read as follows:

4 14. It shall be unlawful for any person to organize, sponsor, conduct,  
5 promote, or participate in any contest, competition, tournament, or  
6 derby with the objective of taking or hunting wildlife for prizes or  
7 other inducement, or for entertainment. Any wildlife injured during the  
8 course of a contest, competition, tournament, or derby conducted in  
9 violation of this subdivision shall be transported to a licensed wild-  
10 life rehabilitator or veterinarian for treatment or humane euthanasia if  
11 best efforts to rehabilitate and release the animal fail. The remains of  
12 any wildlife killed during the course of a contest, competition, tourna-  
13 ment, or derby conducted in violation of this subdivision shall be  
14 forfeited by every organizer, promoter, participant or any other person  
15 conducting or involved in such contest, competition, tournament, or  
16 derby and the remains of such wildlife shall become the property of the  
17 department. The provisions of this subdivision shall not apply to  
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EXPLANATION--Matter in italics (underscored) is new; matter in brackets [-] is old law to be omitted.

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1 special dog training areas or field trials pursuant to sections 11-0925  
2 and 11-0927 of this title, or any similar canine performance events.

3 § 2. Section 71-0921 of the environmental conservation law is amended  
4 by adding a new subdivision 10-a to read as follows:

5 10-a. Violations of subdivision fourteen of section 11-0901 of this  
6 chapter involving unlawful contests, competitions, tournaments and  
7 derbys to take wildlife. Each such misdemeanor shall be punishable by  
8 imprisonment for not more than one year or by a fine of not less than  
9 five hundred dollars nor more than two thousand dollars, or by both such  
10 imprisonment and fine.

11 § 3. This act shall take effect on the first of November next succeed-  
12 ing the date on which it shall have become a law.