

STATE OF NEW YORK

7710--A

Cal. No. 272

2021-2022 Regular Sessions

IN ASSEMBLY

May 20, 2021

Introduced by M. of A. ENGLEBRIGHT -- read once and referred to the Committee on Environmental Conservation -- ordered to a third reading -- passed by Assembly and delivered to the Senate, recalled from the Senate, vote reconsidered, bill amended, ordered reprinted, retaining its place on the special order of third reading

AN ACT to amend the environmental conservation law, in relation to the regulation of taking crabs

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

Section 1. Subdivision 7 of section 13-0331 of the environmental conservation law, as amended by section 1 of item J of subpart A of part XXX of chapter 58 of the laws of 2020, is amended to read as follows:

7. The department may, until December thirty-first, two thousand [~~twenty-three~~ twenty-four], fix by regulation measures for the management of crabs of any kind including horseshoe crabs (*Limulus* sp.), including minimum and maximum size limits, catch and possession limits, open and closed seasons including lunar closures, closed areas, restrictions on the manner of taking and landing including a prohibition on the harvest of crabs in amplexus, requirements for permits and eligibility therefor, recordkeeping requirements, requirements on the amount and type of fishing effort and gear, and requirements relating to transportation, possession and sale, provided that such regulations are no less restrictive than requirements set forth in this chapter and provided further that such regulations are consistent with the compliance requirements of applicable fishery management plans adopted by the Atlantic States Marine Fisheries Commission and with applicable provisions of fishery management plans adopted pursuant to the Federal Fishery Conservation and Management Act (16 U.S.C. § 1800 et seq.).

§ 2. Section 13-0331 of the environmental conservation law is amended by adding a new subdivision 1-a to read as follows:

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

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1 1-a. The department may, until December thirty-first, two thousand
2 twenty-four, fix by regulation the limit of Jonah crabs that may be
3 taken for commercial purposes by commercial crab permit holders and by
4 holders of New York commercial lobster licenses provided that such regu-
5 lations shall be consistent with the compliance requirements of applica-
6 ble fishery management plans adopted by the Atlantic States Marine Fish-
7 eries Commission and with applicable provisions of fishery management
8 plans adopted pursuant to the Federal Fishery Conservation and Manage-
9 ment Act (16 U.S.C. section 1800 et seq.).

10 § 3. This act shall take effect immediately.