STATE OF NEW YORK

7827

IN SENATE

January 12, 2022

Introduced by Sen. KAMINSKY -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the environmental conservation law, in relation to aquatic invasive species inspection stations and spread prevention efforts

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

Section 1. Section 9-1711 of the environmental conservation law, as added by a chapter of the laws of 2021 amending the environmental conservation law relating to aquatic invasive species inspection stations and spread prevention efforts, as proposed in legislative bills numbers S. 7010-C and A. 7735-A, is amended to read as follows:

§ 9-1711. Aquatic invasive species inspection stations in the Adirondack park.

1. The department may establish aquatic invasive species inspection stations at any location in the Adirondack park and within a ten-mile radius of the Adirondack park boundary, including, but not limited to[~~:~~ ~~interstate borders, highways, or other roads;~~] locations adjacent to or near waters; and at state-owned facilities to [~~ensure~~] provide compliance with the requirements of section 9-1710 of this title. [~~Projects to establish such aquatic invasive species inspection stations shall be eligible for funding from appropriations made for access and stewardship projects within the parks, recreation and historic preservation account established pursuant to section ninety-two-s of the state finance law.~~]

2. [~~Before entering a waterbody~~] When an aquatic invasive species inspection station adjacent to a public waterbody is open for operation, owners [~~and~~] or operators of motorized watercraft who are not in possession of either a self-issuing certification or an inspection or decontamination certificate from an aquatic invasive species inspection station, issued since [~~their~~] the last operation of such watercraft in a waterbody, shall [~~stop at an aquatic invasive species inspection station where such station is located adjacent to such waterbody and open at the time of entering the waterbody in order to inspect their watercraft to ensure compliance with the requirements of section 9-1710 of this~~

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

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~~title~~] **obtain such certification or certificate before entering the public waterbody to ensure compliance with section 9-1710 of this title**. The department shall maintain on their website a list of such stations and their operating hours in order to assist motorized watercraft owners and operators in locating stations where they can inspect and clean their watercraft.

3. The department or other entity designated by the department may issue an inspection or decontamination certificate to the owner or person in possession of a motorized watercraft that has been inspected. Such certificate shall include the following details: (a) the name of the department [~~and of the person who~~] **or program that** conducted the inspection; (b) the date, place, and time of inspection; **and** (c) any preventative measures performed [~~or ordered; and (d) decontamination performed~~].

4. If the department or designated entity issues an inspection or decontamination certificate to the owner or person in possession of the motorized watercraft, the department or designated entity may attach a tamperproof tag to the motorized watercraft to certify such motorized watercraft arriving at a boat launch with unbroken tags could launch without an additional inspection. Such tag may only be removed prior to a launch.

5. The department may recognize an inspection or decontamination certificate issued by another governmental entity, if the other governmental entity adheres to the minimum standards for inspection and decontamination as determined by the department, including but not limited to recognized uniform standards.

6. [~~The~~] **Annually the** department will review all data collected at aquatic invasive species inspection stations, including any data from designated entities, to identify [~~any changes to the current practices to better protect Adirondack lakes and waters~~] **practical improvements to reduce the potential spread of aquatic invasive species**.

§ 2. Subdivision 4 of section 9-1710 of the environmental conservation law, as added by a chapter of the laws of 2021 amending the environmental conservation law relating to aquatic invasive species inspection stations and spread prevention efforts, as proposed in legislative bills numbers S. 7010-C and A. 7735-A, is amended to read as follows:

4. The department shall conduct education and outreach efforts including, but not limited to the following:

(a) establish and maintain a public website for the dissemination of educational materials to promote cleaning, draining and drying of watercrafts;

(b) develop and distribute educational materials including, but not limited to, the most effective methods to prevent the spread of aquatic invasive species, and the potential for live wells and other interior water compartments to carry **all stages of** aquatic invasive species [~~such as the spiny water flea~~] **including those that are small-bodied and microscopic**; and

(c) include boat washing education in approved boating safety courses.

§ 3. This act shall take effect on the same date and in the same manner as sections one and two of a chapter of the laws of 2021 amending the environmental conservation law relating to aquatic invasive species inspection stations and spread prevention efforts, as proposed in legislative bills numbers S. 7010-C and A. 7735-A, takes effect.