

STATE OF NEW YORK

9419

IN SENATE

May 25, 2022

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

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:

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

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

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

22 1-a. The department may, until December thirty-first, two thousand
23 twenty-four, fix by regulation the limit of Jonah crabs that may be
24 taken for commercial purposes by commercial crab permit holders and by
25 holders of New York commercial lobster licenses provided that such regu-
26 lations shall be consistent with the compliance requirements of applica-
27 ble fishery management plans adopted by the Atlantic States Marine Fish-
28 eries Commission and with applicable provisions of fishery management
29 plans adopted pursuant to the Federal Fishery Conservation and Manage-
30 ment Act (16 U.S.C. section 1800 et seq.).

31 § 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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