

# STATE OF NEW YORK

4804

2023-2024 Regular Sessions

## IN SENATE

February 15, 2023

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

AN ACT directing the department of environmental conservation to establish a deer management pilot program in the town of Southold

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

- 1 Section 1. Notwithstanding any other provision of law, rule, or regu-  
2 lation to the contrary, the department of environmental conservation is  
3 hereby authorized and directed to establish a deer management pilot  
4 program in the town of Southold. Such program may, at the discretion of  
5 the department of environmental conservation:
- 6 a. set and modify deer hunting seasons and regulate methods of take  
7 and bag limits in the town of Southold;
  - 8 b. allow use of firearms to take deer during the regular season and  
9 eliminate acreage minimums and special season constraints within the  
10 town of Southold;
  - 11 c. regulate crossbow use within the town of Southold, including when,  
12 where, and who is eligible to use crossbows for the taking of deer;
  - 13 d. set conditions under which hunters can receive some form of compen-  
14 sation for killing deer within the town of Southold;
  - 15 e. allow 12- and 13-year-old hunters to hunt deer with the supervision  
16 of a licensed, experienced adult within the town of Southold;
  - 17 f. allow 12- and 13-year-old hunters to hunt using firearms from a  
18 tree stand within the town of Southold, provided it is a tree stand  
19 designed to accommodate two or more persons and provided further that  
20 the supervising, experienced hunter is in the tree stand with the 12- or  
21 13-year-old;
  - 22 g. allow the department of environmental conservation to establish or  
23 extend, as needed, a special January firearm season within the town of  
24 Southold;

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

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- 1 h. allow the department of environmental conservation to regulate the  
2 standards for the harvesting of bucks or antlered deer within the town  
3 of Southhold;
- 4 i. establish other incentives for hunters and landowners to permit  
5 public deer hunting on private land within the town of Southhold;
- 6 j. issue any other rules or regulations regarding the taking of deer  
7 within the town of Southold as deemed necessary;
- 8 k. regulate deer culling by qualified professionals holding special  
9 permits under controlled circumstances, including:
- 10 (i) authorizing the department of environmental conservation to issue  
11 special permits for qualified professionals under controlled circum-  
12 stances to conduct professional culling within the town of Southold;
- 13 (ii) granting the department of environmental conservation full regu-  
14 latory authority over the issuance of such special permits and granting  
15 the department authority to establish any rules and regulations neces-  
16 sary regarding the taking of deer within the town of Southold, including  
17 but not limited to:
- 18 (1) authorizing the use of bait within 300 feet of a road;
- 19 (2) authorizing special permit holders to discharge firearms within  
20 500 feet of a currently occupied dwelling or structure with the written  
21 or verbal approval of the owner of the property on which such dwelling  
22 or structure stands, or the current occupant of such dwelling or struc-  
23 ture;
- 24 (3) authorizing the use of firearms equipped with sound suppression;
- 25 (4) authorizing the use of rifles; and
- 26 (5) any other rules or regulations regarding the taking of deer by  
27 such special permit holders as the department of environmental conserva-  
28 tion deems fit within the town of Southold.
- 29 § 2. This act shall take effect immediately.