STATE OF NEW YORK

7528

2023-2024 Regular Sessions

IN ASSEMBLY

May 25, 2023

Introduced by M. of A. K. BROWN -- read once and referred to the Committee on Agriculture

AN ACT to amend the agriculture and markets law, the environmental conservation law, and the state finance law, in relation to management and development of the commercial shellfish aquaculture industry

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

Section 1. Subdivision 2-a of section 16 of the agriculture and markets law, as added by chapter 124 of the laws of 1983, is amended to read as follows:

2-a. [~~Aid~~] **Establish a director of aquacultural and maricultural resources position to aid, in cooperation with the department of economic development,** in the promotion and marketing of finfish and shellfish derived from commercial fishing or aquacultural activities and cooperate with fishing and aquaculture associations or corporations organized for any or all such purposes.

§ 2. Subparagraph 7 of paragraph (b) of subdivision 1 of section 13-0105 of the environmental conservation law, as added by chapter 365 of the laws of 1994, is amended to read as follows:

(7) the state shall investigate and encourage the development of aquaculture of economically important species**, including but not limited to shellfish**, both to relieve pressure on and enhance wild stocks and to provide economic opportunity **and support the growth of industries involved with aquaculture, mariculture, or the commercial and recreational harvesting of marine resources**;

§ 3. Paragraph (d) of subdivision 4 of section 13-0350 of the environmental conservation law, as amended by chapter 365 of the laws of 1994, is amended to read as follows:

(d) To assist the department's efforts to expand the available sources of income for the marine resources account and advise the department with respect to the needs of those industries involved with the commer-

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

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cial and recreational harvesting of marine resources**, including but not limited to the commercial shellfish aquaculture industry**.

§ 4. Subparagraph (i) of paragraph 2 and subparagraph (i) of paragraph 3 of subdivision (a) of section 83 of the state finance law, as amended by chapter 512 of the laws of 1994, are amended to read as follows:

(i) Moneys collected pursuant to [~~**sections 13-0301, 13-0311 and 13-0315**~~] **article thirteen** of the environmental conservation law and all fines and penalties collected pursuant to article seventy-one of such law for illegal acts relating to shellfish shall be deposited in a special account within the conservation fund, to be known as the marine resources account, and shall be available to the department of environmental conservation, after appropriation, for**:**

(A) the care, management, protection and enlargement of marine fish and shellfish resources**; and**

(B) the development of industries involved with the commercial and recreational harvesting of marine resources, including but not limited to the commercial shellfish aquaculture industry.

(i) Moneys arising out of the application of article thirteen of the environmental conservation law shall be deposited in a special account within the conservation fund, to be known as the marine resources account, and shall be available to the department of environmental conservation, after appropriation, for**:**

(A) the care, management, protection and enlargement of marine fish and shellfish resources**; and**

(B) the development of industries involved with the commercial and recreational harvesting of marine resources, including but not limited to the commercial shellfish aquaculture industry.

§ 5. This act shall take effect immediately.