STATE OF NEW YORK

2273

2023-2024 Regular Sessions

IN SENATE

January 19, 2023

Introduced by Sen. PALUMBO -- 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 designating the Montauk Point shoals area as an important bird area and making such area part of the New York state bird conservation area program

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

Section 1. Section 11-2001 of the environmental conservation law is amended by adding a new subdivision 7 to read as follows:

7. a. The Montauk Point shoals area of the county of Suffolk, having met the criteria of subdivision three of this section, is hereby declared to be an important bird area and the commissioner shall designate such area as part of the New York state bird conservation area program.

b. For the purposes of this title, "Montauk Point shoals area" means those marine and coastal areas off the shore of Montauk Point, in the county of Suffolk, extending to the coastal waters within a sixty foot bathymetric contour that encompasses the area beginning just west of Shagwong Point on the northern shore of Montauk Point, continuing east around Montauk Point, and terminating just east of Ditch Plains on the Atlantic Ocean side of Montauk Point. Such area consisting of waters that are sixty or less feet in depth, and within between three and one-half to four miles from the shoreline. Provided, that the commissioner shall be authorized to change the boundaries of such area, by rule, as he or she shall deem necessary.

c. That portion of the New York state bird conservation area program designated pursuant to this subdivision shall be known as the "Montauk Point shoals bird conservation area".

d. Nothing in this section shall be deemed to impose new fishing restrictions.

§ 2. This act shall take effect on the sixtieth day after it shall have become a law.

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

LBD06749-01-3