

DRAFT LBDC

A BUDGET BILL submitted by the Governor  
in accordance with Article VII of the Constitution

AN ACT to amend the environmental conservation law, in relation to the issuance of hunting and fishing licenses; to amend part AA of chapter 60 of the laws of 2011, amending the environmental conservation law relating to saltwater recreational fishing registrations, in relation to making the provisions of such part permanent; and to repeal certain provisions of such law relating thereto

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

1 Section 1. Subdivisions 5, 6, 7-a, 10, 12, 13, 14, 15, 16 and 17 of  
2 section 11-0701 of the environmental conservation law are REPEALED.

3 § 2. Subdivisions 4 and 8 of section 11-0701 of the environmental  
4 conservation law are renumbered subdivisions 3 and 4 and subdivisions 1,  
5 2, 3, 9-a and 11, subdivisions 1, 3 and 11 as amended by chapter 344 of  
6 the laws of 2008, paragraph a of subdivision 2 as amended by chapter 57  
7 of the laws of 1993, subparagraph 1 of paragraph a of subdivision 2 as  
8 added by section 5 and paragraph b of subdivision 2 as amended by  
9 section 6 of part F of chapter 82 of the laws of 2002, paragraph c of  
10 subdivision 2 as amended by chapter 25 of the laws of 2011, and subdivi-  
11 sion 9-a as added by chapter 237 of the laws of 1993, are amended to  
12 read as follows:

13 1. [A small game license entitles a holder who is sixteen years of age  
14 or older to hunt wildlife, except big game, and to take with a gun or  
15 longbow fish permitted to be so taken, as provided in titles 9 and 13 of  
16 this article.

17 2.] a. [(1)] A [small and big game] hunting license entitles the resi-  
18 dent or non-resident holder who is twelve years of age or older to hunt

1 wildlife, as provided in title 9 of this article, subject to the follow-  
2 ing:

3 (i) [a holder who is eighteen years of age or older may hunt wildlife  
4 as provided in title 9 of this article,

5 (ii)] a holder who is sixteen or seventeen years old [of age or older]  
6 may hunt [wildlife, except] big game[, as provided in title 9] pursuant  
7 to the provisions of section 11-0929 of this article, and

8 [(iii)] (ii) a holder who is [between the ages of sixteen and eigh-  
9 teen] fourteen or fifteen years old may hunt big game pursuant to the  
10 provisions of [title 9 of this article while the holder is accompanied  
11 by a parent, guardian or person over the age of eighteen as required by]  
12 section 11-0929 of this article[.], and

13 (iii) a holder who is twelve or thirteen years old may hunt wildlife,  
14 except big game, pursuant to the provisions of section 11-0929 of this  
15 article. Such holder is entitled to possess firearms as provided in  
16 section 265.05 of the penal law, and

17 (iv) a holder may trap beaver, otter, fisher, mink, muskrat, skunk,  
18 raccoon, bobcat, coyote, fox, opossum, weasel, pine marten and unpro-  
19 tected wildlife except birds, as provided in title 11 of this article,  
20 subject to the provisions of subparagraph 2 of paragraph b of subdivi-  
21 sion 3 of section 11-0713 of this article; this shall be a trapping  
22 privilege and it shall be listed separately on a hunting license.

23 A holder may take fish with a [gun or] longbow as provided in titles 9  
24 and 13 of this article.

25 b. A hunting license with only a trapping privilege may entitle a  
26 holder who is less than twelve years old to trap beaver, otter, fisher,  
27 mink, muskrat, skunk, raccoon, bobcat, coyote, fox, opossum, weasel,  
28 pine marten and unprotected wildlife except birds, as provided in title

1 11 of this article, subject to the provisions of subparagraph two of  
2 paragraph b of subdivision 3 of section 11-0713 of this article.

3 [(2) A non-resident big game license entitles a person who has not  
4 been a resident of the state for more than thirty days to hunt wild deer  
5 as provided in title 9. It entitles such person to hunt bear during the  
6 regular open bear season or in an open season fixed by regulation pursu-  
7 ant to subdivision eight of section 11-0903 of this article if such  
8 person is also the holder of a non-resident bear tag. It entitles a  
9 person who is between the ages of sixteen and eighteen years to exercise  
10 the privileges of a big game license subject to the provisions of  
11 section 11-0929.

12 b.) c. A special antlerless deer license is applicable to the hunting  
13 of wild antlerless deer in a special open season fixed pursuant to  
14 subdivision 6 of section 11-0903 of this article in a tract within a  
15 Wilderness Hunting Area and entitles the holder of a license which  
16 authorizes the holder to hunt big game to hunt antlerless deer in such  
17 special open season, as provided in title 9 of this article if he or she  
18 has on his or her person while so hunting both his or her license which  
19 authorizes the holder to hunt big game and his or her special antlerless  
20 deer license.

21 [c. A junior archery license entitles a resident holder who is between  
22 the ages of twelve and sixteen years to hunt wild deer and bear with a  
23 longbow during the special archery season and during the regular season,  
24 as provided in title 9 of this article, as if such person held a license  
25 which authorizes the holder to hunt big game with a bowhunting stamp  
26 affixed, subject to the provisions of section 11-0929 and subdivision 3  
27 of section 11-0713 of this article. It entitles a non-resident holder  
28 who is between the ages of twelve and sixteen years to hunt wild deer

1 and bear with a longbow during the special archery season and during the  
2 regular season, as provided in title 9 of this article, as if such  
3 person held a non-resident bowhunting license, a non-resident license  
4 which authorizes the holder to hunt deer and a non-resident bear tag,  
5 subject to the provisions of section 11-0929 and subdivision 3 of  
6 section 11-0713 of this article.]

7 For purposes of this title, a non-resident is a person who has not  
8 been a resident of the state for more than thirty days.

9 [3] 2. A bowhunting [stamp when affixed to] privilege included on a  
10 [resident] hunting license [which authorizes the holder to hunt big  
11 game] entitles a holder who is eighteen years of age or older to hunt  
12 wild deer and bear with a longbow, as provided in title 9 of this arti-  
13 cle, in a special longbow season, subject to the provisions of subdivi-  
14 sion 3 of section 11-0713 of this article and it entitles a holder who  
15 is [sixteen or] twelve through seventeen years of age to exercise the  
16 same privileges subject to the provisions of section 11-0929 and subdi-  
17 vision 3 of section 11-0713 of this article.

18 [9-a] 5. A one-day fishing license entitles the [resident or non-re-  
19 sident] holder to exercise the privileges of a fishing license on the  
20 day specified on the license.

21 [11] 6. A muzzle-loading [stamp] privilege when [affixed to] included  
22 on a [resident] hunting license [which authorizes the holder to hunt big  
23 game] entitles a holder who is fourteen years of age or older to hunt  
24 wild deer and bear with a muzzle-loading firearm, as provided in title 9  
25 of this article, in a special muzzle-loading firearm season, subject to  
26 the provisions of subdivision 3 of section 11-0713 of this article.

27 § 3. Subdivisions 2, 4, 5 and 6 of section 11-0703 of the environ-  
28 mental conservation law, subdivision 2 as amended by chapter 507 of the

1 laws of 2010, subdivision 4 as amended by section 21 and paragraph a of  
2 subdivision 5 as amended by section 22 of part F of chapter 82 of the  
3 laws of 2002, paragraph b of subdivision 4 as amended by chapter 178 of  
4 the laws of 2011, paragraphs d and e of subdivision 4 and subdivision 6  
5 as amended by chapter 344 of the laws of 2008, subdivision 5 as amended  
6 by chapter 450 of the laws of 1991 and paragraph d of subdivision 5 as  
7 relettered by chapter 470 of the laws of 1994, are amended to read as  
8 follows:

9 2. Except as provided in section 11-0704 of this title, no license,  
10 permit, tag or [stamp] privilege is transferable. No person shall alter,  
11 change, lend to another or attempt to transfer to another any license or  
12 any [button,] permit, tag or [stamp] privilege issued therewith. No  
13 person, while hunting, shall possess a license, [button,] permit, tag or  
14 [stamp] privilege which was issued to another person unless actually  
15 accompanied by the person to whom such license, [button,] permit, tag or  
16 [stamp] privilege was issued. No person shall purchase, possess or use  
17 more than one [junior archery, junior hunting, small and big game, big  
18 game, bowhunting, muzzle-loading, sportsman, or resident super-sportsman  
19 license or stamp, non-resident bowhunting or muzzle-loading license,  
20 non-resident super-sportsman license, non-resident bear tag] hunting  
21 license or special permit for the current license year, except as  
22 permitted by regulation of the department. Notwithstanding the prohibi-  
23 tions contained in this subdivision, the department may authorize by  
24 rule or regulation the transfer of deer management permits, issued  
25 pursuant to section 11-0913 of this article, to any person licensed to  
26 hunt deer pursuant to this title.

27 4. a. [Non-resident fishing, non-resident super-sportsman, non-resi-  
28 dent bowhunting or muzzle-loading, or non-resident trapping licenses, or

1 non-resident bear tags are issuable only to non-residents and persons  
2 who have been residents for less than thirty days immediately preceding  
3 the date of application.

4 b. A person under the age of fourteen years is ineligible for any  
5 license, other than a junior archery license, which authorizes the hold-  
6 er to hunt big game. A person under the age of sixteen years is ineligi-  
7 ble for a small and big game, sportsman or resident super-sportsman,  
8 non-resident super-sportsman, non-resident big game, non-resident  
9 bowhunting license, or bowhunting stamp.) A person is ineligible for a  
10 [small game, small and big game, junior hunting, big game, junior arch-  
11 ery, sportsman and resident super-sportsman, non-resident super-sports-  
12 man, or non-resident] hunting license, bowhunting privilege or muzzle-  
13 loading [license] privilege unless such person meets the requirements of  
14 subdivision 3 of section 11-0713 of this title.

15 [c] b. Only the following persons are eligible for resident  
16 [licenses] fees: (1) persons who have been residents in the state for  
17 [more than] thirty days immediately [preceding] prior to the date of  
18 application for the licenses, or who are enrolled [in] as a full-time  
19 [course] student at a college or university within the state and who are  
20 in residence in the state for the school year, or who are out of state  
21 or foreign exchange high school students enrolled [in] as a full-time  
22 [course] student in a high school within the state and who are in resi-  
23 dence in the state for the school year; (2) Indian residents or members  
24 of the six nations residing on any reservation wholly or partly within  
25 the state; (3) members of the United States armed forces in active  
26 service, stationed in this state, regardless of the place of residence  
27 at the time of entry into the service; and (4) persons privileged under

1 subdivision 5 of section 11-0707 of this article to take wildlife, other  
2 than deer and bear, as if they held hunting licenses.

3 [d] c. Only persons who possess a [small and big game] hunting  
4 license[, the big game license portion of the free sportsman, a sports-  
5 man license or resident super-sportsman license] are eligible for a  
6 bowhunting privilege or muzzle-loading [stamp, except that the holder of  
7 a junior hunting license, who is a resident and who is at least fourteen  
8 years old, is eligible for a muzzle-loading stamp] privilege.

9 [e] d. A person under the age of twelve years is ineligible for a  
10 [junior] hunting license except as provided in paragraph b of subdivi-  
11 sion 1 of section 11-0701 of this article.

12 5. a. One-day and seven-day fishing licenses expire on the date stated  
13 on them. A fishing license shall remain effective one year from the date  
14 on which it was issued.

15 b. A fishing license issued without charge to a resident as formerly  
16 provided in subdivision 2 of section 11-0715, shall remain effective for  
17 the life of the licensee.

18 c. A special antlerless deer license is effective during the special  
19 open season for which it is issued.

20 d. All other licenses and [stamps] privileges defined in section  
21 11-0701 are effective for a license year beginning [October] September 1  
22 and ending [September 30] August 31.

23 6. a. Except as provided in section 11-0707 and section 11-0709 of  
24 this title, no person shall (1) hunt wildlife[, other than deer or bear,  
25 or take fish with a gun,] unless such person holds and is entitled to  
26 exercise the privileges of a [small game, junior hunting, small and big  
27 game, free sportsman, sportsman or resident super-sportsman, or non-re-  
28 sident super-sportsman] hunting license; (2) hunt antlerless deer in a

1 special open season therefor pursuant to subdivision 6 of section  
2 11-0903 of this article unless such person holds and is entitled to  
3 exercise the privileges of and has on his or her person while so hunting  
4 a [small and big game, big game, junior archery, free sportsman, junior]  
5 hunting [if the licensee is at least fourteen years old, sportsman,  
6 resident super-sportsman, non-resident super-sportsman or non-resident]  
7 license, bowhunting privilege or muzzle-loading [license] privilege, and  
8 a special antlerless deer license; (3) take fish or frogs in the manner  
9 described in subdivision 4 of section 11-0701 of this title unless such  
10 person is entitled to exercise the privileges of a fishing license; (4)  
11 trap wildlife unless such person holds a [trapping] hunting license with  
12 a trapping privilege.

13 b. Except as provided in section 11-0707 and section 11-0709 of this  
14 title, no [resident] person shall (1) hunt wild deer or bear unless such  
15 person holds and is entitled to exercise the privileges of a [small and  
16 big game, junior archery, junior hunting if the licensee is at least  
17 fourteen years old, free sportsman, sportsman, or resident super-sports-  
18 man] hunting license, and meets the requirements of this article; (2)  
19 hunt wild deer or bear with a longbow in a special longbow season unless  
20 such person holds and is entitled to exercise the privileges of a [small  
21 and big game, junior archery, free sportsman, sportsman, or resident  
22 super-sportsman] hunting license with a bowhunting [stamp affixed] priv-  
23 ilege and meets the requirements of this article; or (3) hunt wild deer  
24 or bear with a muzzle-loading firearm in a special muzzle-loading  
25 firearm season unless such person is at least fourteen years old and  
26 holds a [small and big game, free sportsman, sportsman, junior hunting  
27 if the licensee is at least fourteen years old, or resident super-



1 sportsman] hunting license with a muzzle-loading [stamp affixed] privi-  
2 lege and meets the requirements of this article.

3 [c. Except as provided in section 11-0707 and section 11-0709 of this  
4 title, no non-resident shall (1) hunt wild deer unless such person holds  
5 and is entitled to exercise the privileges of a big game, junior arch-  
6 ery, junior hunting if the licensee is at least fourteen years old,  
7 non-resident super-sportsman, or non-resident bowhunting or muzzle-load-  
8 ing license; (2) hunt wild deer with a longbow in a special longbow  
9 season unless such person holds and is entitled to exercise the privi-  
10 leges of a non-resident super-sportsman, non-resident bowhunting, or  
11 junior archery license; (3) hunt wild deer with a muzzle-loading firearm  
12 in a special muzzle-loading firearm season unless such person holds a  
13 non-resident super-sportsman or non-resident muzzle-loading license; (4)  
14 hunt wild bear unless such person holds a junior hunting license if the  
15 licensee is at least fourteen years old, a junior archery license, or a  
16 non-resident bear tag in combination with one of the non-resident deer  
17 licenses listed in subparagraph 1, 2 or 3 of this paragraph.]

18 § 4. Subdivision 2, paragraphs b and c of subdivision 3 and paragraph  
19 b of subdivision 4 of section 11-0713 of the environmental conservation  
20 law, subdivision 2 as amended by chapter 25 of the laws of 2011, para-  
21 graph b of subdivision 3 as amended by section 27 and paragraph b of  
22 subdivision 4 as amended by section 28 of part F of chapter 82 of the  
23 laws of 2002 and paragraph c of subdivision 3 as amended by chapter 344  
24 of the laws of 2008, are amended to read as follows:

25 2. The issuing officer shall not issue a [junior archery license to a  
26 person between the ages of twelve and sixteen or a junior] hunting  
27 license to a person [between the ages of] age twelve [and] through  
28 sixteen years unless, at the time of issuance, the applicant is accompa-

1 nied by his or her parent or legal guardian who shall consent to the  
2 issuance of the license and shall so signify by signing his or her name  
3 in ink across the face of it. At no time shall such licenses be issued  
4 by mail to persons [between the ages of] age twelve [and] through  
5 sixteen years.

6 b. (1) The issuing officer shall not issue a hunting license [or stamp  
7 which authorizes the holder to exercise the] with a bow hunting privi-  
8 lege [of hunting big game with a longbow] to any person unless the  
9 applicant presents a New York state license [or stamp] which authorizes  
10 the holder to exercise the privilege of hunting [big game] with a long-  
11 bow issued in 1980 or later, an affidavit as provided in subparagraph 2  
12 of paragraph a of this subdivision or a certificate of qualification in  
13 responsible bowhunting practices issued or honored by the department.

14 (2) The issuing officer shall not issue a hunting license with a trap-  
15 ping [license] privilege to any person unless the applicant presents a  
16 trapping license or hunting license with a trapping privilege issued to  
17 him or her previously, an affidavit as provided in subparagraph 2 of  
18 paragraph a of this subdivision or a certificate of qualification in  
19 responsible trapping practices.

20 c. The issuing officer shall not issue a [bowhunting stamp or]  
21 muzzle-loading [stamp] privilege to any [resident] person unless the  
22 applicant is at least fourteen years old and presents a [junior] hunting  
23 license [if the licensee is at least fourteen years old, or a small and  
24 big game, free sportsman, or sportsman or resident super-sportsman  
25 license] issued to that person for the corresponding license year.

26 b. A person who has lost or accidentally destroyed a [button or] tag  
27 issued with such a license or [stamp] privilege may apply to any license  
28 issuing officer for a duplicate and the department shall issue a dupli-

1 cate [button or] tag when satisfied that the application is made in good  
2 faith. A duplicate free [sportsman] license, privilege or tag shall be  
3 issued free of charge.

4 § 5. Subdivisions 2, 3, 4 and 6 of section 11-0715 of the environ-  
5 mental conservation law, subdivision 2 as amended by section 3, subdivi-  
6 sion 3 as amended by section 4 and subdivision 4 as amended by section 5  
7 of part KK of chapter 59 of the laws of 2009, subdivision 6 as added by  
8 section 32 of part F of chapter 82 of the laws of 2002 and paragraph a  
9 of subdivision 6 as amended by chapter 344 of the laws of 2008, are  
10 amended to read as follows:

11 2. A member of the Shinnecock tribe or the Poospatuck tribe or a  
12 member of the six nations, residing on any reservation wholly or partly  
13 within the state, is entitled to receive free of charge a fishing  
14 license, a [small and big game license, a sportsman] hunting license, a  
15 muzzle-loading [stamp] privilege, [a trapping license,] and a bow hunt-  
16 ing [stamp] privilege; a resident of the state who is a member of the  
17 United States armed forces in active service who is not stationed within  
18 the state and has not been herein longer than thirty days on leave or  
19 furlough, is entitled to receive free of charge a fishing license[, ] and  
20 a [small and big game] hunting license[, and a trapping license]; a  
21 resident of the state who is an active member of the organized militia  
22 of the state of New York as defined by section one of the military law,  
23 or the reserve components of the armed forces of the United States, and  
24 excluding members of the inactive national guard and individual ready  
25 reserve, is entitled to receive free of charge a fishing license[, ] and  
26 a [small and big game] hunting license[, and a trapping license]; and a  
27 resident who is blind is entitled to receive a fishing license free of  
28 charge. For the purposes of this subdivision a person is blind only if

1 either: (a) his or her central visual acuity does not exceed 20/200 in  
2 the better eye with correcting lenses, or (b) his or her visual acuity  
3 is greater than 20/200 but is accompanied by a limitation of the field  
4 of vision such that the widest diameter of the visual field subtends an  
5 angle no greater than 20 degrees.

6 [A resident in the state for a period of thirty days immediately prior  
7 to the date of application who has attained the age of seventy is enti-  
8 tled to receive a sportsman license at the cost of ten dollars as a  
9 license fee.]

10 A resident in the state for a period of thirty days immediately prior  
11 to the date of application who has attained the age of seventy is enti-  
12 tled to receive a fishing license, and a [trapping] hunting license, at  
13 a cost of five dollars for each license.

14 A resident in the state for a period of thirty days immediately prior  
15 to the date of application who has attained the age of seventy is enti-  
16 tled to receive free of charge a bowhunting [stamp] privilege and a  
17 muzzle-loading [stamp] privilege.

18 3. Each applicant for a license, permit or [stamp] privilege shall pay  
19 to the issuing officer a fee, according to the license, permit or  
20 [stamp] privilege issued and the residence or other qualification of the  
21 applicant.

22 a. In the case of persons who have been residents of the state for  
23 [more than] a period of thirty days immediately [preceding] prior to the  
24 date of application or who are enrolled [in] as a full-time [course]  
25 student at a college or university within the state and who are in resi-  
26 dence in the state for the school year, or who are out of state or  
27 foreign exchange high school students enrolled as a full-time student in  
28 a high school within the state and who are in residence in the state for

1 the school year, Indians residing off reservations in the state and  
 2 members of the United States armed forces in active service stationed in  
 3 this state regardless of place of residence at the time of entry into  
 4 service:

5	License	Fee
6	(1) [Super-sportsman	\$88.00
7	(2) Trapper Super-sportsman	\$88.00
8	(3) Sportsman	\$47.00
9	(4) Small and big game	\$29.00]
10	<u>(a) Hunting</u>	<u>\$22.00</u>
11	<u>(b) Hunting ages fifteen and under</u>	<u>\$ 5.00</u>
12	[(5)] <u>(2) Fishing</u>	<u>[\$29.00]25.00</u>
13	[(6) Trapping	\$21.00
14	(7) Small game	\$26.00
15	(8) Junior trapping	\$ 6.00
16	[(9)] <u>(3) Muzzle-loading [stamp]</u>	
17	<u>privilege</u>	<u>[\$21.00]11.00</u>
18	[(10)] <u>(4) (a) Bowhunting [stamp]</u>	
19	<u>privilege</u>	<u>[\$21.00]20.00</u>
20	<u>(b) Bowhunting privilege ages</u>	
21	<u>twelve through fifteen</u>	<u>\$ 4.00</u>
22	[(11)] <u>(5) Turkey permit</u>	\$10.00
23	[(12)] <u>(6) Seven-day fishing</u>	\$15.00
24	[(13) Conservation legacy	\$96.00
25	[(14)] <u>(7) One-day fishing</u>	\$ 5.00

26 b. In the case of a non-resident and persons resident in the state for  
 27 less than thirty days, other than persons who are enrolled [in] as a  
 28 full-time [course] student at a college or university within the state

1 and who are in residence in the state for the school year and those  
 2 members of the United States armed forces as to whom fees are specified  
 3 in paragraph a of this subdivision:

4	License	Fee
5	(1) [Big game] <u>(a) Hunting</u>	[\$140.00] <u>\$100.00</u>
6	<u>(b) Hunting ages fifteen and under</u>	<u>\$ 5.00</u>
7	[(2) Small game	\$ 85.00
8	(3)] <u>(2) Fishing</u>	\$ [70.00] <u>50.00</u>
9	[(4)] <u>(3) Seven-day fishing</u>	\$ 35.00
10	[(5) Trapping	\$310.00
11	(6) Super-sportsman	\$280.00
12	(7)] <u>(4) (a) Bowhunting</u>	
13	<u>privilege</u>	[\$140.00] <u>40.00</u>
14	<u>(b) Bowhunting privilege ages twelve</u>	
15	<u>through fifteen</u>	<u>\$ 4.00</u>
16	[(8)] <u>(5) Muzzle-loading</u>	
17	<u>privilege</u>	[\$140.00] <u>30.00</u>
18	[(9) Bear tag	\$ 50.00
19	(10)] <u>(6) Turkey permit</u>	[\$ 50.00] <u>\$20.00</u>
20	[(11)] <u>(7) One-day fishing</u>	[\$ 15.00] <u>\$10.00</u>
21	c. In all cases:	
22	(1) Certificates in lieu of lost license or [stamp]	
23	<u>privilege</u> or tag	\$ 5.00
24	(2) Duplicate for lost or destroyed permit[, button]	
25	or tag	\$10.00
26	[(3) Junior hunting license	\$ 5.00
27	(4) Junior archery license	\$ 9.00
28	(5) One-day fishing license	\$15.00



1 c. The limit for wild deer is one deer per person in a license year  
2 except that (1) a person entitled to exercise the privileges of a  
3 special antlerless deer license may take an antlerless deer while hunt-  
4 ing pursuant to such license in addition to the limit of one deer in a  
5 license year otherwise applicable, (2) a person who is a member of a  
6 hunting group holding a deer management permit or permits issued pursu-  
7 ant to section 11-0913 of this article may take additional deer while  
8 hunting in accordance with the conditions of the permit or permits, (3)  
9 the holder of a bowhunting [license or stamp] privilege or a muzzle-  
10 loading [license or stamp] privilege may take up to two additional deer,  
11 pursuant to regulations promulgated by the department, and (4) an eligi-  
12 ble non-ambulatory person, pursuant to subdivision 2 of section 11-0931  
13 of this article may take a deer of either sex in any wildlife management  
14 unit area where deer management permits have been issued by the depart-  
15 ment, while in possession of a valid license which authorizes the holder  
16 to hunt big game. Nothing contained in this section shall be construed  
17 to limit the power of the department to designate by regulation an area  
18 or areas of the state consisting of a county or part of a county where  
19 such season shall apply and whether the number of such special permits  
20 shall be limited.

21 d. (1) A person who holds licenses or [stamps] privileges authorizing  
22 the holder to hunt deer during a special archery season and the regular  
23 open season and who has taken a deer by longbow in a special archery  
24 season and who has not taken a deer in a regular open season may, in  
25 addition to the limit of one deer in a license year otherwise applica-  
26 ble, take during the same license year additional deer as specified by  
27 department regulation in a special archery season following the close of  
28 the regular open deer season.



1 (2) A person who holds licenses or [stamps] privileges authorizing the  
2 holder to hunt deer during a special archery season and the regular open  
3 season and who has taken a deer by longbow in the regular open season  
4 for deer in Westchester or Suffolk counties may, in addition to the  
5 limit of one deer in a license year otherwise applicable, take during  
6 the same license year additional deer as specified by department regu-  
7 lation during such Westchester or Suffolk county regular open deer  
8 season.

9 e. A person who holds licenses or [stamps] privileges authorizing the  
10 holder to hunt deer during a special muzzle-loading season and the regu-  
11 lar open season and who has taken a deer by muzzle-loading firearm in a  
12 muzzle-loading season and who has not taken a deer in a regular open  
13 season may, in addition to the limit of one deer in a license year  
14 otherwise applicable, take during the same year additional deer as spec-  
15 ified by department regulation in a special muzzle-loading season  
16 following the close of the regular deer season.

17 § 7. Paragraph c of subdivision 1 of section 11-0907 of the environ-  
18 mental conservation law, as amended by section 39 of part F of chapter  
19 82 of the laws of 2002, is amended to read as follows:

20 c. The limit for wild deer and bear is one deer and one bear per  
21 person in a license year except that (1) a person entitled to exercise  
22 the privileges of a special antlerless deer license may take an antler-  
23 less deer while hunting pursuant to such license in addition to the  
24 limit of one deer in a license year otherwise applicable, (2) a person  
25 who is a member of a hunting group holding a deer management permit or  
26 permits issued pursuant to section 11-0913 of this article may take  
27 additional deer while hunting in accordance with the conditions of the  
28 permit or permits, (3) the holder of a bowhunting license or [stamp]

1 privilege or a muzzle-loading license or [stamp] privilege may take up  
2 to two additional deer, pursuant to regulations promulgated by the  
3 department, and (4) an eligible non-ambulatory person, pursuant to  
4 subdivision 2 of section 11-0931 of this article may take a deer of  
5 either sex in any wildlife management unit area where deer management  
6 permits have been issued by the department, while in possession of a  
7 valid license which authorizes the holder to hunt big game. Nothing  
8 contained in this section shall be construed to limit the power of the  
9 department to designate by regulation an area or areas of the state  
10 consisting of a county or part of a county where such season shall apply  
11 and whether the number of such special permits shall be limited.

12 § 8. Paragraph a of subdivision 3 of section 11-0907 of the environ-  
13 mental conservation law, as amended by section 41 of part F of chapter  
14 82 of the laws of 2002, is amended to read as follows:

15 a. In every area identified in column one of the table set forth in  
16 subdivision 2 of this section, except Westchester and Suffolk Counties  
17 in which a regular open season for taking deer by firearms is estab-  
18 lished and effective, a special open season is established for taking  
19 deer of either sex, by the use of a long bow only by holders of a [small  
20 and big game, sportsman, or free sportsman] hunting license [to which]  
21 with a valid bowhunting [stamp is affixed or to holders of a junior  
22 archery, resident or non-resident super-sportsman, or non-resident  
23 bowhunting license] privilege.

24 § 9. Paragraph a of subdivision 3 of section 11-0907 of the environ-  
25 mental conservation law, as amended by section 42 of part F of chapter  
26 82 of the laws of 2002, is amended to read as follows:

27 a. In every area identified in column one of the table set forth in  
28 subdivision 2 of this section, except Westchester and Suffolk Counties

1 in which a regular open season for taking deer by firearms is estab-  
2 lished and effective, a special open season is established for taking  
3 deer of either sex, and bear, by the use of a long bow only by holders  
4 of a [small and big game, sportsman, or free sportsman] hunting license  
5 [to which] with a valid bowhunting [stamp is affixed or to holders of a  
6 junior archery, resident or non-resident super-sportsman, or non-resi-  
7 dent bowhunting license] privilege.

8 § 10. Paragraph a of subdivision 8 of section 11-0907 of the environ-  
9 mental conservation law, as amended by section 45 of part F of chapter  
10 82 of the laws of 2002, is amended to read as follows:

11 a. In every area identified in column one of the table set forth in  
12 subdivision 2 of this section, except those areas restricted to special  
13 seasons for taking deer by longbow only, special open seasons may be  
14 established by regulation for taking deer and/or bear, by the use of  
15 muzzle-loading firearms, of not less than .44 caliber shooting a single  
16 projectile, by the holders of a [small and big game, sportsman or free  
17 sportsman] hunting license [to which] with a valid muzzle-loading [stamp  
18 is affixed or to holders of a resident or non-resident super-sportsman,  
19 or non-resident muzzle-loading license] privilege.

20 § 11. Subdivision 7 of section 11-0913 of the environmental conserva-  
21 tion law, as amended by section 6 of part KK of chapter 59 of the laws  
22 of 2009, is amended to read as follows:

23 7. The department shall charge and receive a fee of ten dollars for  
24 the application and the processing of such permit or permits. Applicants  
25 who are successful in the computerized selection shall receive the  
26 permit or permits free of any additional charge. The application fee  
27 shall be non-refundable. The department may waive the application fee  
28 for holders of a lifetime sportsman license existing as of October

1 first, two thousand nine[, junior archery license, resident super-  
2 sportsman license, or junior hunting license] and holders of a hunting  
3 license less than sixteen years of age.

4 § 12. Subdivisions 4 and 5 of section 11-0929 of the environmental  
5 conservation law are REPEALED, and subdivisions 1 and 2, as amended by  
6 chapter 344 of the laws of 2008, are amended to read as follows:

7 1. A licensee who is twelve or thirteen years of age shall not:

8 a. hunt wildlife with a gun or a longbow, other than deer or bear with  
9 a longbow as provided in paragraph b of this subdivision, unless he or  
10 she is accompanied by his or her parent or legal guardian, or by a  
11 person twenty-one years of age or older designated in writing by his or  
12 her parent or legal guardian on a form prescribed by the department, who  
13 holds a license which authorizes the holder to hunt wildlife[.];

14 b. hunt deer or bear with a longbow unless:

15 (1) he or she is accompanied by his or her parent or legal guardian,  
16 or by a person designated in writing by his or her parent or legal guar-  
17 dian on a form prescribed by the department who is twenty-one years of  
18 age or older, and

19 (2) such parent, guardian or person has had at least three years of  
20 experience in hunting deer or bear with a longbow, and

21 (3) such parent, guardian or person holds a hunting license, and

22 (4) such parent, guardian or person maintains physical control over  
23 the minor he or she is accompanying at all times while hunting. For the  
24 purposes of this paragraph "physical control" shall mean that the phys-  
25 ical proximity of the minor to the parent, guardian or person is such  
26 that the parent, guardian or person is reasonably able to issue verbal  
27 directions and instructions, maintain constant visual contact, and  
28 otherwise provide guidance and supervision to the minor.

1 2. A licensee who is fourteen or fifteen years of age shall not:

2 a. hunt wildlife with a gun or longbow, other than wild deer or bear  
3 as provided in paragraph b or c of this subdivision, unless he or she is  
4 accompanied by his or her parent or legal guardian holding a license  
5 which authorizes the holder to hunt wildlife, or by a person eighteen  
6 years of age or older, designated in writing by his or her parent or  
7 legal guardian, holding such license;

8 b. hunt wild deer or bear with a gun unless:

9 (1) he or she is accompanied by his or her parent or a legal guardian,  
10 or a youth mentor who is twenty-one years of age or older designated in  
11 writing by the parent or legal guardian of the licensee on a form  
12 prescribed by the department; and

13 (2) such parent, guardian or youth mentor has had at least three years  
14 of experience in hunting big game; and

15 (3) such parent, guardian or youth mentor holds a license which  
16 authorizes the holder to hunt big game; and

17 (4) such parent, guardian or youth mentor maintains physical control  
18 over the minor he or she is accompanying at all times while hunting; and

19 (5) such parent, guardian or youth mentor and the minor he or she is  
20 accompanying remain at ground level at all times while hunting; and

21 (6) such parent, guardian or youth mentor and the minor he or she is  
22 accompanying shall each display either a minimum total of two hundred  
23 fifty square inches of solid fluorescent orange or patterned fluorescent  
24 orange consisting of no less than fifty percent fluorescent orange mate-  
25 rial worn above the waist and visible from all directions, or a hat or  
26 cap with no less than fifty percent of the exterior consisting of solid  
27 fluorescent orange material and visible from all directions. For  
28 purposes of this paragraph, "physical control" shall mean that the phys-

1 ical proximity of the minor to the parent, guardian or youth mentor is  
2 such that the parent, guardian or youth mentor is reasonably able to  
3 issue verbal directions and instructions, maintain constant visual  
4 contact, and otherwise provide guidance and supervision to the minor.

5 c. hunt deer or bear with a longbow unless he or she is accompanied by  
6 his or her parent or legal guardian, or by a person designated in writ-  
7 ing by his or her parent or legal guardian on a form prescribed by the  
8 department who is eighteen years of age or older and who has had at  
9 least one year of experience in hunting deer or bear by longbow, and  
10 such accompanying parent, guardian or person holds a license which  
11 authorizes the holder to hunt big game during the special archery season  
12 and the regular open season.

13 § 13. Subdivision 1 of section 13-0355 of the environmental conserva-  
14 tion law, as amended by section 1 of part AA of chapter 60 of the laws  
15 of 2011, is amended to read as follows:

16 1. Definitions of registrations; privileges. A recreational marine  
17 fishing registration entitles the holder who is sixteen years of age or  
18 older to take fish from the waters of the marine and coastal district  
19 and to take migratory fish of the sea from all waters of the state,  
20 except as provided in sections 13-0333 and 13-0335 of this title. A  
21 recreational marine fishing registration is effective for [a registra-  
22 tion year beginning January first and ending December thirty-first] one  
23 year from the date it was issued.

24 § 14. Section 9 of part AA of chapter 60 of the laws of 2011, amending  
25 the environmental conservation law relating to saltwater recreational  
26 fishing registrations, is amended to read as follows:

27 § 9. This act shall take effect immediately [and shall expire and be  
28 deemed repealed December 31, 2013].

1 § 15. Subdivisions 1 and 2 of section 11-0702 of the environmental  
 2 conservation law, subdivision 1 as amended by section 2 of part AA of  
 3 chapter 60 of the laws of 2011 and subdivision 2 as amended by section  
 4 18 of part F of chapter 82 of the laws of 2002, are amended to read as  
 5 follows:

6 1. There are hereby created the following lifetime hunting, fishing,  
 7 [trapping,] archery and muzzle-loading licenses and fees therefor  
 8 subject to the same privileges and obligations of a comparable short  
 9 term license:

10	Licenses	Fees
11	a. Lifetime [sportsman] <u>hunting</u>	
12	license, <u>fishing license</u> and turkey	
13	permit. If purchased,	
14	for a child four years	
15	of age or younger	\$380.00
16	for a child age five through	
17	eleven years of age	\$535.00
18	for a person age twelve through	
19	sixty-nine years of age	\$765.00
20	for a person age seventy	
21	and over.	\$65.00
22	b. Lifetime [small and	
23	big game] <u>hunting</u> license.	\$535.00

1 c. Lifetime fishing  
2 license for a person age  
3 sixty-nine or younger. \$460.00

4 d. Lifetime fishing license  
5 for a person age seventy  
6 and over. \$ 65.00

7 e. [Lifetime trapping  
8 license. \$395.00

9 f.] Lifetime archery  
10 [stamp] privilege. \$235.00

11 [g.] f. Lifetime muzzle-  
12 loading [stamp] privilege. \$235.00

13 [j.] g. For transfer to a person pursuant  
14 to section 11-0704 of this title \$50.00

15 The holder of a lifetime [small and big game] hunting license or life-  
16 time fishing license may, at any time, convert such license to a life-  
17 time [sportsman] license [and turkey permit] pursuant to paragraph a of  
18 this subdivision for an additional fee equal to the [existing differen-  
19 tial] difference between the current fee for the new license and the fee  
20 originally paid for the license.

21 2. Legal residency within the state of New York shall be a prerequi-  
22 site for persons to obtain, or have obtained for them, any lifetime



1 licenses included within this section. Lifetime licenses so obtained  
2 shall continue to be valid for use within the state by the person to  
3 whom the lifetime license was issued, regardless of a change in residen-  
4 cy of that lifetime license holder. Holders of lifetime licenses which  
5 include lifetime [big game] hunting privileges who become non-residents  
6 of the state may continue to obtain resident bowhunting and muzzle-load-  
7 ing [stamps] privileges, including lifetime archery and muzzle-loading  
8 [stamps] privileges. Holders of lifetime [licenses which include]  
9 bowhunting and muzzle-loading privileges who become non-residents of the  
10 state may continue to obtain resident [big game] hunting privileges,  
11 including a lifetime [sportsman or small and big game licenses] license  
12 with hunting privileges. [An annual turkey permit will be granted at no  
13 additional fee as an additional privilege of all existing lifetime  
14 sportsman licenses.] Possession of lifetime licenses is nontransferable.

15 § 16. The department of environmental conservation shall no longer  
16 issue new lifetime trapping licenses on or after April 1, 2013. Any  
17 holder of a lifetime trapping license as of February 22, 2013 shall be  
18 issued a lifetime hunting license or, if such holder also has a lifetime  
19 hunting license, a refund based on the fee originally paid for the  
20 license.

21 § 17. The section heading of section 11-0707 of the environmental  
22 conservation law is amended to read as follows:  
23 Exemptions from requirement of hunting[, big game,] and fishing [and  
24 trapping] licenses.

25 § 18. Subdivision 5 of section 11-1911 of the environmental conserva-  
26 tion law, as amended by chapter 57 of the laws of 1993, is amended to  
27 read as follows:

1 5. The holder of a fishing, [three] one-day or [five] seven-day fish-  
2 ing, [combination] or a free [hunting-big game hunting-]fishing [or  
3 combined resident hunting, fishing and big game license or combined  
4 non-resident hunting, fishing, big game, bowhunting and muzzle-loading]  
5 license, or a person entitled to exercise the privileges of such a  
6 license, may, with the permission of the licensee, take fish by angling  
7 from the licensed pond provided the holder complies with the provisions  
8 of title 13 of the Fish and Wildlife Law, with respect to open seasons,  
9 minimum size limits and daily and seasonal possession limits.

10 § 19. Subdivision 8 of section 71-0921 of the environmental conserva-  
11 tion law, as amended by chapter 595 of the laws of 1984, is amended to  
12 read as follows:

13 8. Making a false statement in applying for a license, [stamp] privi-  
14 lege or permit under the Fish and Wildlife Law, or for a certificate in  
15 lieu of a lost license or [stamp] privilege or a duplicate [big game]  
16 hunting license tag under title 7 of article 11 of this chapter. Each  
17 such misdemeanor shall be punishable by imprisonment for not more than  
18 three months, or by a fine of not more than two hundred dollars, or by  
19 both such imprisonment and fine. In addition, the department may imme-  
20 diately revoke the license, [stamp] privilege, permit or certificate for  
21 which application was made for the remainder of its effective term.

22 § 20. This act shall take effect February 1, 2014; provided, however,  
23 that the amendments to paragraph c of subdivision 1 of section 11-0907  
24 of the environmental conservation law made by section six of this act  
25 and the amendments to paragraph a of subdivision 3 of section 11-0907 of  
26 the environmental conservation law made by section eight of this act  
27 shall not affect the expiration of such paragraphs pursuant to section  
28 13 of chapter 600 of the laws of 1993, as amended, when upon such date

1 sections seven and nine of this act shall take effect, provided further,  
2 that the amendments to section 9 of part AA of chapter 60 of the laws of  
3 2011 made by section fourteen of this act and section sixteen of this  
4 act shall take effect immediately.