



Federation of Dutchess County Fish & Game Clubs, Inc.
Post Office Box 3201
Poughkeepsie, New York 12603

Federation–May 2016- Board & General Membership Meetings

Legislative Report (Read at regular meeting & placed on Internet site & sent to member clubs & interested parties)

Major Bills of Interest (in part):

Access:

- 1- A1846/S3101: Relates to the liability of landowners who permit recreational uses of their land. (Protects landowners)

Administrative:

- 1-A1006/S4706: Prohibits tethering, restraining, caging or penning of dogs or animals between the hours of 7pm to 6am.
- 2-A7033: Specifies what constitutes appropriate shelter for dogs restrained outdoors and maximum and minimum temperature range for exposure.
 - 3-S167: Requires the micro-chipping of all dogs , excluding temporarily kept dogs; and creates a state registry to maintain contact information
 - 4-S473: Requires all dogs and their owners to successfully complete obedience training.

Big Game:

- 1-A 802 1/S5817: relates to crossbow hunting

Fishing:

- 1-A2023/S1872: Prohibits the taking of striped bass during the period of January 1 to April 15. (Permits commercial fishermen to catch quota if impeded by weather.)
- 2-A4860/S1508: provides veterans of the Armed Forces of the United States access to all state parks and recreational facilities without charge of any admission.

Firearms:

- 1-A53 A/S2291 A: relates to the safe storage of rifles, shotguns, or firearms; and repeal certain provisions of the penal law relating thereto.
- 2-A1809/S 4000: authorizes shooting preserves and shooting clubs to sell ammunition for exclusive use on the premises thereof without being deemed a seller of ammunition.
- 3-A 2651/S 1476: relates to repealing the New York SAFE ACT of 2013.
- 4-A 3943/S 1193: repeals chapter 1 of the laws of 2013, amending the criminal procedure Law and other laws relating to suspension and revocation of firearms licenses; private sale or disposal of firearms, rifles or shotguns.

5-A 5628/S 2611: relates to the private sale or disposal of firearms, rifles and shotguns.(Exempts transfers to pistol license holders and almost all relatives from background check)

6-A 5629A/S 2613 A: repeals provisions of law relating to sellers of ammunition.

7- A 5864: requires owners of firearms to obtain liability insurance.

8-A 6192A/S1113 A: requires semiautomatic pistols manufactured or delivered to any licensed dealer in this state to be capable of micro-stamping ammunition.

9-A 6486: requires proof of liability insurance prior to issuing a license to carry a firearm.

10-A8196/S5837: relates to firearms; repealer (repeals several sections of SAFE Act, transfers pistol license functions to the DCJS.

10-S 2683: requires owners of firearms to obtain liability insurance.

11-S 4227: relates to the definition of an assault weapon. (Eliminates prohibition of thumb hole stocks on semi-automatic rifles and shotguns.

12-S 4228: relates to the definition of an assault weapon (eliminates prohibition of pistol grips on semi-automatic rifles).

13-S3378: Relates to the filing of approved applications for licenses for the possession of firearms (Exempts pistol license records from FOIL)

14-A2040: Requires weapons and ammunition to be secured when being transported and imposes a fine of at least \$1000 for violation.

15-A2275: Relates to the revocation and suspension of licenses to carry, possess, repair and dispose of firearms. (Requires court review before suspension)

16-A8053/S3373: Authorizes the transfer of certain weapons from an estate to an immediate member of the decedent's family. (Permits transfer of "assault" weapon to family member of decedent).

17-S3375: Makes amendments to the SAFE Act. (Re: Ammunition sales, pistol license privacy and inheritance)

18-S3376: Repeals section 37 of Chapter 1 of the laws of 2013 relating to the definition of an assault weapon.

19-A-53A/S2291A: These Bills require a "self storage depository", "safe", or "other secure container" which would create an unsafe situation by preventing reasonable, actionable, self-defense measures for the law-abiding citizen.

Hunting:

1-A38 55/S 2634: makes contests and competitions to take wildlife unlawful.

2-S3439: Includes game birds bred pursuant to a game bird license within the definition of "crops, livestock, and livestock products" for purposes of agricultural districts.

3-A5493/S6221: Provides that the open season for hunting coyotes shall be all year long.

4-A1657: Decreases the amount of alcohol in a person's system necessary to be considered to be intoxicated while hunting. (Makes level (.8%) the same as DWI and BWI)

5-A802: Moratorium on the prohibition of feeding white-tailed deer in Sullivan County.

Knives:

1-A 4697/S 3455: prohibits the manufacture, transport, shipment or possession of an undetectable knife.

2-A4821/S3675: Relates to possession of a gravity knife for purposes of criminal possession of a weapon in the 4th. Degree. (Requires intent to use unlawfully for possession offense.)

3-A9042-A/S6483A-Relates to the definitions of a switchblade and a gravity knife.

Licensing:

1-A 1918/S 2951: protect certain information on hunting, fishing and trapping license and permit applications from disclosure. (Currently DEC refuses FOIL requests and has not been challenged.)

2-A3937 A/S 92: eliminates the requirement that hunters wear back tags during hunting season in the state.

3-A 1807/S9 61: relates to allowing veterans to fish for free in state parks.

4-A73 96 eliminates sporting license fees for honorably discharged veterans.

5-A7082/S433: Relates to the cost of various hunting, fishing and trapping licenses (Reduces age for senior licenses to 65)

Snowmobile:

1-A1427/S2652: Establishes a non-trail snowmobile registration for snowmobiles which shall be used solely for the purpose of gaining access to hunting, fishing, and trapping areas.

Tax (480A):

1-A8 44/S820A: authorizes state reimbursement to municipal corporations for tax revenue lost and expenses incurred as a result of the reduced assessment of forest land.

2-A 2174/S 1559: exempts certain old-growth forests from taxation. (Would allow exemption for property not under management plan. Harvesting not required. Contrary to purpose of exemption.)

3-A7150/S5096: relates to changes in taxation of forest land. (Prevents DEC from making changes by regulation – which they claim they can't in any case.)

4-S820A: authorizes state reimbursement to municipal corporations for tax revenue lost and expenses incurred as a result of the reduced assessment of forest land.

General Tax:

1-A3674: Authorize the reduction of assessed value of land subject to a conservation easement conveyed to not for profit conservation organization.

2-A3920A/S1921A: makes technical corrections to the conservation easement tax credit.

3-A7234/S1991: grants a \$100,000 real property tax exemption to conservation clubs and rod and gun clubs owning certain land having an assessed value of \$500,000 or less.

State Information:

According to Outdoor News:

“Legislation that would expand crossbow use through the entire archery season has surfaced”S7005/A9623

NRA reports:

“ The Senate Codes CommitteeDefeated a mandatory storage bill that would have forced gun owners to lock up their firearms, thereby rendering those firearms useless in self-defense situations.”

SCOPE reports:

“ What is being done legislatively in the effort to repeal SAFE Act?.....Unfortunately, the short answer is not much. There are still several bills, A2651, A3350, A3943 in the Assembly, and S511, S1193, and S1476 in the Senate. Don’t expect any of these bills to move out of committee in the 2016 session. For a bill to pass in Albany it has to pass same as in both houses. New York City, Liberal, and Anti-Gun Democrats are solidly in control of the New York State Assembly. They are still under the delusion that they did a good thing by passing the NY (UN) SAFE Act. No repeal bill will pass in the Assembly.”

According to Outdoor News:

“It was probably a wise move that DEC officials yanked a proposal off the table that would have banned the use of deer urine based scents by hunters, and maybe even prohibited their sale in New York State. That doesn’t mean those regulations aren’t forthcoming; it’s more likely DEC and State Agriculture and Markets officials want to make sure whatever regulatory proposal emerges is airtight and able to withstand scrutiny from the hunting community and perhaps more importantly, the deer urine industry. The last thing DEC needs is to have a regulatory proposal like this come unraveled when challenged in court, as happened with the state’s deer feeding regs. That prohibition went up in smoke when a court challenge of the ban was successful in Sullivan County. Not only is the supplemental feeding of whitetails permitted in Sullivan County, hunting over bait is a separate issue entirely, but ECOs across the state have stopped writing tickets for illegally feeding deer, which generally takes place in a well-intentioned but according to DEC biologist, flawed effort to assist deer during the winter. The Sullivan County court ruling sent DEC back to the drawing board, presumably to rewrite its deer feeding regs and tighten them up to withstand further court challenges. Instead, the regulatory proposal has collected dust, perhaps because that’s not possible, but maybe, too, because it’s simply not high on the priority list right now and not only is it a loser in court, but also in the court of public opinion.”

Outdoor News reports:

“Assembly bill A7171 and a Senate counterpart, S4727 – a, would increase the penalties for illegally taking of deer out of season from the current minimum of \$250..... Both bills are now in their respective environmental conservation committees..... Currently, the minimum fines for the illegal taking of deer sit at \$250. Under the new legislation, that minimum would jump to \$1000. For those with prior poaching convictions, the minimum would be \$2000 and they would lose hunting privileges for five years..... Experience has shown that the low end, currently \$250, is probably appropriate, said officials of the New York State Conservation Council in a memo of opposition to the bills. If the court finds the minimum penalty too high, judges tend to dismiss the misdemeanor charge and accept a plea to a violation in more amenable zero to \$250 penalty range..... Some people were worried that if they mistakenly shoot a deer they would be in for a huge fine, but this is specifically for those taken outside legal shooting hours

or season, this isn't for those honest mistakes, but for those who intentionally tried to poach deer."

Federal Information:

According to N.Y. Post:

"President Obama is announcing new steps to reduce gun violence, mainly by helping manufacturers understand what law-enforcement agencies need from so-called smart guns. Smart guns are firearms that use technology designed to prevent accidental shootings or help find a missing gun. In a Facebook post Friday, Obama also announced a rule to ensure that federal mental health records about people who shouldn't have a gun are shared with the background check system. Last January, Obama directed the Department of Defense, Homeland Security and Justice to conduct or sponsor research into smart gun technology. He also instructed the agencies to regularly review the availability of such technology and to promote its use."

Bill Tracking:

Tracking a State Bill: 518-455-7545

Note:

Bills are tracked when Legislature is in session from January through June of each year. In the second year of the two-year session, New York State legislators are elected to a two-year term. On the first day of the new session, most of the previous year's bills, which remain active at the end of the year, will automatically be carried into the new session, with some exceptions: bills not carried over will include (but are not limited to) those that were Chaptered, vetoed, had the enacting clause stricken, or the sponsor is no longer in the Legislature. A bill will retain its bill number assigned to it in the first year of the two-year session. If a bill only passed its own house last year, it must repass that house again in the new session, before it can advance to the other house. In general, all active bills will be referred to the original committee, with the exception of Assembly bills which passed only the Assembly last year; these bills will be reported to the Assembly's third reading calendar*. *Exception: if an Assembly bill had a "Home Rule Request", that bill will be recommitted, even if it passed the Assembly. (Legislative Rules.)

Key impact bills (Hotline=800-342-9860/Monday-Friday-9am-6pm.)

Legislative resources:

New York Senate: www.nysenate.gov

New York State Assembly: www.assembly.state.ny.us/mem/

New York Senator=Sue Serino-41st. District

Serino@nysenate.gov

LOB Room 617, Albany, N.Y. 12247

Assemblyman Kieran Lalor-105th. District-LaLork@assembly.state.ny.us

US Congressman Chris Gibson – 19th District – Gibson.house.gov

Assembly woman Didi Barrett – 106th. District – Barrett D@assembly.state.ny.us

New York Senator – 40th District – Terrance Murphy – Murphy@NYSenate.gov-LOB Room 817, Albany,N.Y. 12247 – 518-455 – 3111

US Congressman Sean Patrick Maloney – 18th District – Seanmaloney.house.gov

US Senator Kristen Gillibrand– www.gillibrand.senate.gov/contact/

US Senator Charles Schumer – [www.Schumer.senate.gov/contact Chuck.CFM](http://www.Schumer.senate.gov/contact/Chuck.CFM)

Gov. A. Cuomo – www.governor.NY.gov

Important Contact Groups:

Shooters Committee on Political Action(SCOPE):www.scopeny.org

SCOPE legislative reports are available at this website

SCOPE INC, Attention Legal Defense Fund Project (for donations)

P.O. Box 12711

Rochester, N.Y.14612

New York Firearms: www.nyfirearms.com

Second Amendment Foundation: www.saf.org

National Rifle Association: www.homenra.org

National Shooting Sports Foundation: www.nssf.org

National Association for Gun Rights: www.nationalgunrights.org

Firearms Policy Coalition: www.firearmspolicy.org

Gun Owners of America: www.gunownersofamerica.org

For Dutchess County Federation of Fish and Game Clubs monthly report go to:

www.dutchessfishandgame.org

New York Safe Act: www.governor.ny.gov/nysafeact/gun-reform

New York State police Field Guide to the New York State SAFE Act:

[www.nypdcea.org/pdfs/nysp safe act field guide](http://www.nypdcea.org/pdfs/nysp_safe_act_field_guide)

New York State Rifle and Pistol Association (NRA Affiliate): www.nysrpa.org

Note: NYSR&PA Legislative Report is available at this website which follows all important bills.

New York State Conservation Council – look up bills –www.nyscc.com

Submitted by:

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Cc: Secretary