

5287--C

2009-2010 Regular Sessions

I N S E N A T E

April 27, 2009

Introduced by Sens. SQUADRON, DILAN -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation -- reported favorably from said committee and committed to the Committee on Codes -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- recommitted to the Committee on Transportation in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- reported favorably from said committee and committed to the Committee on Codes -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the environmental conservation law, in relation to prohibiting idling by heavy-duty vehicles

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 Section 1. The environmental conservation law is amended by adding a
2 new section 19-0325 to read as follows:
3 S 19-0325. PROHIBITION ON IDLING BY HEAVY-DUTY VEHICLES.
4 1. NO PERSON SHALL ALLOW OR PERMIT THE IDLING OF A HEAVY-DUTY VEHICLE
5 FOR MORE THAN THREE MINUTES EXCEPT AS OTHERWISE PROVIDED BY THE DEPART-
6 MENT IN REGULATION.
7 2. THE DEPARTMENT MAY ADOPT AND UPDATE, FROM TIME TO TIME, REGULATIONS
8 NECESSARY TO IMPLEMENT THE PROVISIONS OF THIS SECTION. THE REGULATIONS
9 SHALL INCLUDE ANY EXEMPTIONS DEEMED BY THE DEPARTMENT TO BE NECESSARY OR
10 APPROPRIATE.
11 3. AS USED IN THIS SECTION "HEAVY-DUTY VEHICLE" MEANS A VEHICLE THAT
12 HAS A GROSS VEHICLE WEIGHT RATING EXCEEDING EIGHT THOUSAND FIVE HUNDRED
13 POUNDS DESIGNED PRIMARILY FOR TRANSPORTING PERSONS OR PROPERTIES.
14 4. THE DEPARTMENT, IN COOPERATION WITH THE DEPARTMENT OF MOTOR VEHI-
15 CLES, SHALL CONDUCT OUTREACH AND PROVIDE EDUCATIONAL MATERIALS ON THE

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

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1 PROVISIONS OF THIS SECTION TO LAW ENFORCEMENT OFFICERS THROUGHOUT THE
2 STATE.
3 S 2. This act shall take effect ninety days after it shall have become
4 a law.