S T A T E   O F   N E W   Y O R K

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S. 3014   A. 3576

2013-2014 Regular Sessions

S E N A T E - A S S E M B L Y

January 28, 2013
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IN SENATE -- Introduced by Sen. SERRANO -- read twice and ordered print-
  ed, and when printed to be committed to the Committee on Cultural
  Affairs, Tourism, Parks and Recreation

IN ASSEMBLY -- Introduced by M. of A. BARRETT -- read once and referred
  to the Committee on Tourism, Parks, Arts and Sports Development

AN ACT to amend the parks, recreation and historic preservation law, in
  relation to prohibiting littering on state park lands

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

 1   Section 1. The parks, recreation and historic preservation law is
 2 amended by adding a new section 13.12 to read as follows:
 3   S 13.12 THROWING REFUSE ON PARK LANDS PROHIBITED. 1. NO PERSON SHALL
 4 THROW, DUMP, DEPOSIT OR PLACE, OR CAUSE TO BE THROWN, DUMPED, DEPOSITED
 5 OR PLACED UPON ANY PARK LANDS OR UPON PRIVATE LANDS ADJACENT THERETO,
 6 ANY REFUSE, TRASH, GARBAGE, RUBBISH, LITTER OR ANY NAUSEOUS OR OFFENSIVE
 7 MATTER.
 8   2. NOTHING HEREIN CONTAINED SHALL BE CONSTRUED AS PROHIBITED THE USE
 9 IN A REASONABLE MANNER AS ASHES, SAND, SALT OR OTHER MATERIAL FOR THE
10 PURPOSE OF REDUCING THE HAZARD OF, OR PROVIDING TRACTION ON SNOW, ICE OR
11 SLEET.
12   3. A VIOLATION OF THE PROVISIONS OF SUBDIVISION ONE OF THIS SECTION
13 SHALL BE PUNISHABLE BY A FINE NOT TO EXCEED SEVEN HUNDRED FIFTY DOLLARS
14 AND/OR A REQUIREMENT TO PERFORM SERVICES AT THE PARK LANDS WHERE THE
15 OFFENSE OCCURRED, OR, IN THE DISCRETION OF THE DEPARTMENT, AT ANOTHER
16 STATE PARK LAND LOCATION, NOT TO EXCEED TEN HOURS AND FOR ANY SECOND OR
17 SUBSEQUENT VIOLATION BY A FINE NOT TO EXCEED ONE THOUSAND FOUR HUNDRED
18 DOLLARS AND/OR A REQUIREMENT TO PERFORM SERVICES AT THE PARK LANDS WHERE
19 THE OFFENSE OCCURRED, OR, IN THE DISCRETION OF THE DEPARTMENT, AT ANOTH-
20 ER STATE PARK LAND LOCATION, NOT TO EXCEED FIFTEEN HOURS.
21   S 2. This act shall take effect immediately.

     EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
                      [ ] is old law to be omitted.
                                                         LBD00476-01-3