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

3226

2009-2010 Regular Sessions

I N A S S E M B L Y

January 23, 2009

Introduced by M. of A. THIELE -- read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to the idling of motor vehicles while waiting to board a ferry

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

Section 1. Section 375 of the vehicle and traffic law is amended by adding a new subdivision 52 to read as follows:

52. (A) NO PERSON WHO OWNS, OPERATES OR LEASES A MOTOR VEHICLE SHALL ALLOW OR PERMIT THE ENGINE OF SUCH MOTOR VEHICLE TO IDLE WHILE WAITING TO BOARD A FERRY OR WITHIN ONE HUNDRED FEET OF A FERRY TERMINAL.

(B) THE FOLLOWING ARE EXEMPT FROM THE PROVISIONS OF THIS SUBDIVISION:

(I) FIRE, POLICE AND PUBLIC UTILITY TRUCKS OR OTHER VEHICLES PERFORMING EMERGENCY SERVICES;

(II) A HYBRID ELECTRIC VEHICLE, AS DEFINED IN NYCRR6, IDLING FOR THE PURPOSE OF PROVIDING ENERGY FOR BATTERY OR OTHER FORM OF ENERGY STORAGE RECHARGING; AND

(III) ELECTRIC POWERED VEHICLES.

(C) THE COMMISSIONER, IN CONJUNCTION WITH THE COMMISSIONER OF PARKS, RECREATION AND HISTORIC PRESERVATION, SHALL REQUIRE EVERY FERRY AND FERRY TERMINAL TO CONSPICUOUSLY POST NOT LESS THAN TWO SIGNS, OF A SIZE AND DESIGN DESIGNATED BY SUCH COMMISSIONERS. SUCH SIGN SHALL INCLUDE THE FOLLOWING WORDS: "NO IDLING OF MOTOR VEHICLES PURSUANT TO THE NEW YORK STATE VEHICLE AND TRAFFIC LAW AND THE RULES AND REGULATIONS OF THE COMMISSIONER OF MOTOR VEHICLES".

S 2. This act shall take effect on the first of January next succeeding the date on which it shall have become a law. The commissioner of motor vehicles shall promulgate rules and regulations as are necessary to effectuate the implementation of this act and shall assign points for violations of section one of this act as the commissioner of motor vehicles deems appropriate.

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

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