

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:

1 Section 1. Section 375 of the vehicle and traffic law is amended by  
2 adding a new subdivision 52 to read as follows:  
3 52. (A) NO PERSON WHO OWNS, OPERATES OR LEASES A MOTOR VEHICLE SHALL  
4 ALLOW OR PERMIT THE ENGINE OF SUCH MOTOR VEHICLE TO IDLE WHILE WAITING  
5 TO BOARD A FERRY OR WITHIN ONE HUNDRED FEET OF A FERRY TERMINAL.  
6 (B) THE FOLLOWING ARE EXEMPT FROM THE PROVISIONS OF THIS SUBDIVISION:  
7 (I) FIRE, POLICE AND PUBLIC UTILITY TRUCKS OR OTHER VEHICLES PERFORM-  
8 ING EMERGENCY SERVICES;  
9 (II) A HYBRID ELECTRIC VEHICLE, AS DEFINED IN NYCRR6, IDLING FOR THE  
10 PURPOSE OF PROVIDING ENERGY FOR BATTERY OR OTHER FORM OF ENERGY STORAGE  
11 RECHARGING; AND  
12 (III) ELECTRIC POWERED VEHICLES.  
13 (C) THE COMMISSIONER, IN CONJUNCTION WITH THE COMMISSIONER OF PARKS,  
14 RECREATION AND HISTORIC PRESERVATION, SHALL REQUIRE EVERY FERRY AND  
15 FERRY TERMINAL TO CONSPICUOUSLY POST NOT LESS THAN TWO SIGNS, OF A SIZE  
16 AND DESIGN DESIGNATED BY SUCH COMMISSIONERS. SUCH SIGN SHALL INCLUDE THE  
17 FOLLOWING WORDS: "NO IDLING OF MOTOR VEHICLES PURSUANT TO THE NEW YORK  
18 STATE VEHICLE AND TRAFFIC LAW AND THE RULES AND REGULATIONS OF THE  
19 COMMISSIONER OF MOTOR VEHICLES".  
20 S 2. This act shall take effect on the first of January next succeed-  
21 ing the date on which it shall have become a law. The commissioner of  
22 motor vehicles shall promulgate rules and regulations as are necessary  
23 to effectuate the implementation of this act and shall assign points for  
24 violations of section one of this act as the commissioner of motor vehi-  
25 cles deems appropriate.

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

LBD03928-01-9