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

4357

2009-2010 Regular Sessions

I N A S S E M B L Y

February 3, 2009

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

AN ACT to amend the parks, recreation and historic preservation law and the environmental conservation law, in relation to the survey of snowmobile trails

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

Section 1. The parks, recreation and historic preservation law is amended by adding a new section 21.09 to read as follows:

S 21.09 SURVEY OF SNOWMOBILE TRAILS. 1. THE COMMISSIONER, IN CONSULTATION WITH THE COMMISSIONER OF ENVIRONMENTAL CONSERVATION, SHALL CAUSE TO BE TAKEN A SURVEY OF ALL TRAILS IN NEW YORK STATE THAT ARE CURRENTLY DESIGNATED FOR SNOWMOBILE OPERATION. NO TRAIL DESIGNATION SHALL BE REVOKED FOR THE PURPOSES OF ALTERING SURVEY RESULTS, AND NO TRAIL MILEAGE MAY BE ADDED UNTIL SUCH SURVEY IS COMPLETED. FURTHERMORE, SUCH SURVEY SHALL INCLUDE ALL TRAILS DESIGNATED FOR SNOWMOBILE USE IN THE FOREST PRESERVE, AND THE TRANSFER OR REVOCATION OF EXISTING DESIGNATIONS FOR SNOWMOBILE TRAIL USE IN THE FOREST PRESERVE MAY NOT OCCUR IN ORDER TO MODIFY THE RESULTS OF SUCH SURVEY.

2. NO ACTION ON SNOWMOBILE TRAIL USE POLICY MAY OCCUR, NOR SHALL THE IMPLEMENTATION OF ANY COMPREHENSIVE SNOWMOBILE TRAIL POLICY OCCUR UNTIL SUCH SURVEY HAS BEEN COMPLETED, AND THE RESULTS HAVE BEEN MADE PUBLIC.

3. THE COMMISSIONER, IN CONSULTATION WITH THE COMMISSIONER OF ENVIRONMENTAL CONSERVATION, SHALL CAUSE SUCH SURVEY TO BE COMPLETED NO LATER THAN ONE YEAR AFTER THE EFFECTIVE DATE OF THIS SECTION.

S 2. The environmental conservation law is amended by adding a new section 9-0115 to read as follows:

S 9-0115. SURVEY OF SNOWMOBILE TRAILS.

NO ACTION ON SNOWMOBILE TRAIL USE POLICY WITHIN THE FOREST PRESERVE MAY OCCUR, NOR SHALL THE IMPLEMENTATION OF ANY COMPREHENSIVE SNOWMOBILE TRAIL POLICY OCCUR UNTIL A SNOWMOBILE TRAIL MILEAGE SURVEY HAS BEEN COMPLETED PURSUANT TO SECTION 21.09 OF THE PARKS, RECREATION AND HISTORIC PRESERVATION LAW.

S 3. This act shall take effect immediately.

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

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