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

6784

2009-2010 Regular Sessions

I N A S S E M B L Y

March 12, 2009

Introduced by M. of A. ENGLEBRIGHT -- (at request of the Office of Parks, Recreation and Historic Preservation) -- read once and referred to the Committee on Tourism, Arts and Sports Development

AN ACT to amend the navigation law, in relation to the wearing of personal flotation devices when underway on a pleasure vessel less than twenty-one feet

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

Section 1. The subdivision heading of subdivision 1 of section 40 of the navigation law, as amended by chapter 74 of the laws of 1998, is amended to read as follows:

[personal] PERSONAL flotation devices.

S 2. Subdivision 1 of section 40 of the navigation law is amended by adding a new paragraph (e) to read as follows:

(E) NO OWNER OR OPERATOR OF A PLEASURE VESSEL LESS THAN TWENTY-ONE FEET, INCLUDING ROWBOATS, CANOES, AND KAYAKS SHALL PERMIT ITS OPERATION, BETWEEN NOVEMBER FIRST AND MAY FIRST, UNLESS EACH PERSON ON BOARD SUCH VESSEL IS WEARING A SECURELY FASTENED UNITED STATES COAST GUARD APPROVED WEARABLE PERSONAL FLOTATION DEVICE OF AN APPROPRIATE SIZE WHEN SUCH VESSEL IS UNDERWAY.

S 3. This act shall take effect on the first of November next succeeding the date on which it shall have become a law.

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

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