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

8210

2009-2010 Regular Sessions

I N  A S S E M B L Y

May 7, 2009

Introduced by M. of A. CUSICK -- Multi-Sponsored by -- M. of A. HYER-SPENCER, TITONE, TOBACCO -- read once and referred to the Committee on Transportation

AN ACT to amend the navigation law, in relation to clarifying the continuity of a deck of a vessel for the determination of pilotage units used in calculating pilotage fees

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

Section 1. Paragraph (c) of subdivision 4 of section 88 of the navigation law, as added by chapter 197 of the laws of 1990, is amended to read as follows:

(c) Definitions. "Overall length" is the distance between the forward and after extremities of the vessel.

"Extreme breadth" is the maximum breadth to the outside of the shell plating of the vessel.

"Depth" is the vertical distance at amidships from the top of the keel plate to the uppermost continuous deck, fore and aft, and which extends to the sides of the vessel. The continuity of a deck shall not be considered to be affected by the existence of OPENINGS, INCLUDING BUT NOT LIMITED TO tonnage openings, engine spaces or a step in the deck.

All measurements shall be in feet and inches (U.S.).

The board of commissioners of pilots shall be the sole arbiter with respect to a question concerning these definitions. The decision by the board shall be final.

S 2. Paragraph (c) of subdivision 4 of section 89-a of the navigation law, as added by chapter 197 of the laws of 1990, is amended to read as follows:

(c) Definitions: "Overall length" is the distance between the forward and after extremities of the vessel.

"Extreme breadth" is the maximum breadth to the outside of the shell plating of the vessel.

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

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"Depth" is the vertical distance at amidships from the top of the keel plate to the uppermost continuous deck fore and aft, and which extends to the sides of the vessel. The continuity of a deck shall not be considered to be affected by the existence of OPENINGS, INCLUDING BUT NOT LIMITED TO tonnage openings, engine space or a step in the deck.

All measurements shall be in feet and inches (U.S.).

The board of commissioners of pilots shall be the sole arbiter with respect to a question concerning these definitions. The decision by the board shall be final.

S 3. Paragraph (c) of subdivision 4 of section 89-b of the navigation law, as added by chapter 197 of the laws of 1990, is amended to read as follows:

(c) Definitions. "Overall length" is the distance between the forward and after extremities of the vessel.

"Extreme breadth" is the maximum breadth to the outside of the shell plating of the vessel.

"Depth" is the vertical distance at amidships from the top of the keel plate to the uppermost continuous deck, fore and aft, and which extends to the sides of the vessel. The continuity of a deck shall not be considered to be affected by the existence of OPENINGS, INCLUDING BUT NOT LIMITED TO tonnage openings, engine spaces, or a step in the deck.

All measurements shall be in feet and inches (U.S.).

The board of commissioners of pilots shall be the sole arbiter with respect to a question concerning these definitions. The decision by the board shall be final.

S 4. This act shall take effect immediately.