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I N   S E N A T E

January 24, 2012

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Introduced by Sens. PERKINS, ESPAILLAT, HUNTLEY, OPPENHEIMER -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation

AN ACT to amend the public authorities law, in relation to prohibiting the consumption of food in New York city subways

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

1     Section 1.     The public authorities law is amended by adding a new  
2     section 1277-b to read as follows:  
3     S 1277-B. PROHIBITION OF THE CONSUMPTION OF FOOD ON SUBWAY TRAINS. 1.  
4     NO PERSON SHALL CONSUME ANY FOOD WITHIN ANY SUBWAY. FOR PURPOSES OF THIS  
5     SECTION, THE TERM "SUBWAY" SHALL MEAN ALL RAIL RAPID TRANSIT SYSTEMS  
6     OPERATED BY THE NEW YORK CITY TRANSIT AUTHORITY INCLUDING BUT NOT LIMIT-  
7     ED TO ALL TRAINS, RAIL CARS, PASSENGER STATIONS, PLATFORMS AND SHOPS  
8     OPERATED BY SUCH AUTHORITY.  
9     2. A VIOLATION OF THE PROVISION OF SUBDIVISION ONE OF THIS SECTION  
10    SHALL BE PUNISHABLE BY A FINE NOT TO EXCEED TWO HUNDRED FIFTY DOLLARS  
11    AND/OR A REQUIREMENT TO PERFORM SERVICES FOR A PUBLIC OR NOT-FOR-PROFIT  
12    CORPORATION, ASSOCIATION, INSTITUTION OR AGENCY NOT TO EXCEED EIGHT  
13    HOURS AND FOR ANY SECOND OR SUBSEQUENT VIOLATION BY A FINE NOT TO EXCEED  
14    FIVE HUNDRED DOLLARS AND/OR A REQUIREMENT TO PERFORM SERVICES FOR A  
15    PUBLIC OR NOT-FOR-PROFIT CORPORATION, ASSOCIATION, INSTITUTION OR AGENCY  
16    NOT TO EXCEED EIGHT HOURS.  
17    3. FINES COLLECTED PURSUANT TO SUBDIVISION TWO OF THIS SECTION SHALL  
18    BE DEPOSITED TO THE CREDIT OF THE NEW YORK SUBWAY LITTERING PREVENTION  
19    FUND ESTABLISHED PURSUANT TO SECTION NINETY-SEVEN-UUU OF THE STATE  
20    FINANCE LAW, AND SHALL BE USED BY THE NEW YORK CITY TRANSIT AUTHORITY TO  
21    POST SIGNS NOTIFYING THE PUBLIC OF THE MAXIMUM FINE FOR A VIOLATION OF  
22    SUBDIVISION ONE OF THIS SECTION.  
23    S 2. This act shall take effect on the sixtieth day after it shall  
24    have become a law.

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

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