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

S. 3014 A. 3576

2013-2014 Regular Sessions

S E N A T E - A S S E M B L Y

January 28, 2013

IN SENATE -- Introduced by Sen. SERRANO -- read twice and ordered printed, and when printed to be committed to the Committee on Cultural Affairs, Tourism, Parks and Recreation

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

AN ACT to amend the parks, recreation and historic preservation law, in relation to prohibiting littering on state park lands

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 13.12 to read as follows:

S 13.12 THROWING REFUSE ON PARK LANDS PROHIBITED. 1. NO PERSON SHALL THROW, DUMP, DEPOSIT OR PLACE, OR CAUSE TO BE THROWN, DUMPED, DEPOSITED OR PLACED UPON ANY PARK LANDS OR UPON PRIVATE LANDS ADJACENT THERETO, ANY REFUSE, TRASH, GARBAGE, RUBBISH, LITTER OR ANY NAUSEOUS OR OFFENSIVE MATTER.

2. NOTHING HEREIN CONTAINED SHALL BE CONSTRUED AS PROHIBITED THE USE IN A REASONABLE MANNER AS ASHES, SAND, SALT OR OTHER MATERIAL FOR THE PURPOSE OF REDUCING THE HAZARD OF, OR PROVIDING TRACTION ON SNOW, ICE OR SLEET.

3. A VIOLATION OF THE PROVISIONS OF SUBDIVISION ONE OF THIS SECTION SHALL BE PUNISHABLE BY A FINE NOT TO EXCEED SEVEN HUNDRED FIFTY DOLLARS AND/OR A REQUIREMENT TO PERFORM SERVICES AT THE PARK LANDS WHERE THE OFFENSE OCCURRED, OR, IN THE DISCRETION OF THE DEPARTMENT, AT ANOTHER STATE PARK LAND LOCATION, NOT TO EXCEED TEN HOURS AND FOR ANY SECOND OR SUBSEQUENT VIOLATION BY A FINE NOT TO EXCEED ONE THOUSAND FOUR HUNDRED DOLLARS AND/OR A REQUIREMENT TO PERFORM SERVICES AT THE PARK LANDS WHERE THE OFFENSE OCCURRED, OR, IN THE DISCRETION OF THE DEPARTMENT, AT ANOTHER STATE PARK LAND LOCATION, NOT TO EXCEED FIFTEEN HOURS.

S 2. This act shall take effect immediately.

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

LBD00476-01-3