

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:

1 Section 1. The parks, recreation and historic preservation law is  
2 amended by adding a new section 13.12 to read as follows:

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

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

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

21 S 2. This act shall take effect immediately.

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