AN ACT to amend the parks, recreation and historic preservation law, in relation to snowmobile noise emission levels

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

Section 1. Paragraph (e) of subdivision 1 of section 25.17 of the parks, recreation and historic preservation law, as amended by chapter 650 of the laws of 1977, is amended to read as follows:

(e) Mufflers. An adequate muffler system in good working condition. On and after June first, nineteen seventy-two, no snowmobile manufactured after June first, nineteen seventy-two shall be sold or offered for sale unless it is equipped in such a way as to limit noise produced by the snowmobile to not more than eighty-two decibels as measured on the "A" scale at fifty feet. On and after June first, nineteen seventy-five, no such snowmobile manufactured after June first, nineteen seventy-five shall be sold or offered for sale unless it is equipped in such a way as to limit noise produced by the snowmobile to not more than seventy-eight decibels on such scale. On and after June first, nineteen eighty, no such snowmobile manufactured after June first, nineteen eighty, shall be sold or offered for sale unless it is equipped in such a way as to limit noise produced by the snowmobile to not more than seventy-three decibels on such scale. ON OR AFTER NOVEMBER FIRST, TWO THOUSAND THIRTEEN, A PERSON SHALL NOT OPERATE A SNOWMOBILE UNLESS THE SNOWMOBILE IS EQUIPPED WITH A MUFFLER IN GOOD WORKING ORDER AND IN CONSTANT OPERATION FROM FIFTY FEET AT FULL THROTTLE, AS MEASURED USING A GENERALLY ACCEPTED TEST

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

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FOR A SNOWMOBILE MANUFACTURED AFTER JULY FIRST, NINETEEN HUNDRED SEVEN-
TY-SEVEN AND SOLD OR OFFERED FOR SALE IN THIS STATE, OR EIGHTY-EIGHT
DECIBELS, AS MEASURED AT FOUR METERS FROM AN INLINE POSITION FROM THE
EXHAUST AND FOUR THOUSAND RPM USING A GENERALLY ACCEPTED TEST FOR USING
A STATIONARY SNOWMOBILE MANUFACTURED AFTER JULY FIRST, NINETEEN HUNDRED
EIGHTY AND SOLD OR OFFERED FOR SALE IN THIS STATE. Should the federal
government adopt snowmobile noise level standards different from those
contained in this paragraph and require that the state conform thereto,
the commissioner shall be authorized to adopt rules and regulations
superseding the noise level requirements of this paragraph to achieve
compliance with federal standards. No snowmobile shall be modified by
any person in any manner that shall amplify or otherwise increase total
noise emission to a level greater than that emitted by the snowmobile as
originally constructed, regardless of date of manufacture.

S 2. This act shall take effect November 1, 2013.