

4226

2013-2014 Regular Sessions

I N   S E N A T E

March 15, 2013

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Introduced by Sens. SEWARD, FARLEY, LARKIN, LITTLE, MARCHIONE, RANZEN-  
HOFER -- read twice and ordered printed, and when printed to be  
committed to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to the regis-  
tration of vintage snowmobiles; and to amend the parks, recreation and  
historic preservation law, in relation to a fee for snowmobile trail  
development and maintenance

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

1     Section 1. Subdivision 4-a of section 2222 of the vehicle and traffic  
2 law, as amended by chapter 609 of the laws of 2005, is amended to read  
3 as follows:  
4     4-a. Additional fee. In addition to the other fees provided for in  
5 paragraphs (a), (b) and (c) of subdivision four of this section the  
6 commissioner shall, upon application in such cases for the registration  
7 of a snowmobile or the renewal thereof, collect the annual ninety dollar  
8 fee for residents and ninety dollar fee for nonresidents and a thirty-  
9 five dollar fee for residents and thirty-five dollar fee for nonresi-  
10 dents who provide proof, at the time of registration, that such individ-  
11 ual is a member of an organized New York state snowmobile club that is a  
12 member of the New York state snowmobile association or is a member of an  
13 organized New York state snowmobile club that is a trail maintenance  
14 entity and a member of the New York state snowmobile association AND THE  
15 COMMISSIONER SHALL, UPON APPLICATION IN SUCH CASES FOR THE REGISTRATION  
16 OF A VINTAGE SNOWMOBILE COLLECT A FIFTEEN DOLLAR FEE FOR ANY RESIDENTS  
17 OR NONRESIDENTS WHO PROVIDE PROOF, AT THE TIME OF REGISTRATION, THAT  
18 SUCH INDIVIDUAL IS A MEMBER OF AN ORGANIZED NEW YORK STATE SNOWMOBILE  
19 CLUB THAT IS A MEMBER OF THE NEW YORK STATE SNOWMOBILE ASSOCIATION OR IS  
20 A MEMBER OF AN ORGANIZED NEW YORK STATE SNOWMOBILE CLUB THAT IS A TRAIL  
21 MAINTENANCE ENTITY AND A MEMBER OF THE NEW YORK STATE SNOWMOBILE ASSOCI-  
22 ATION which are imposed by section 21.07 of the parks, recreation and

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

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1 historic preservation law. In the event that an individual seeking snow-  
2 mobile club membership is unable, for any reason, to secure such club  
3 membership, he or she may contact the New York state snowmobile associ-  
4 ation, who shall secure such membership for such person. This fee shall  
5 also be collected from dealers at the time of original registration and  
6 at the time of each renewal. The commissioner shall effectuate regu-  
7 lations regarding what is required as proof of membership in an organ-  
8 ized New York state snowmobile club that is a trail maintenance entity  
9 and a member of the New York state snowmobile association for the  
10 purposes of this subdivision.

11 S 2. Section 2222 of the vehicle and traffic law is amended by adding  
12 a new subdivision 4-b to read as follows:

13 4-B. (A) FEES FOR VINTAGE SNOWMOBILES. NOTWITHSTANDING ANY OTHER LAW,  
14 RULE OR REGULATION TO THE CONTRARY, FEES FOR REGISTRATION OF A VINTAGE  
15 SNOWMOBILE WHICH IS OWNED AND OPERATED AS AN EXHIBITION PIECE OR COLLEC-  
16 TOR'S ITEM, AND IS USED FOR PARTICIPATION IN CLUB ACTIVITIES, EXHIBITS,  
17 TOURS, PARADES, OCCASIONAL TRANSPORTATION AND SIMILAR USES, BUT NOT USED  
18 FOR GENERAL SNOWMOBILING PURPOSES, SHALL BE TEN DOLLARS ANNUALLY.

19 (B) THE ANNUAL REGISTRATION STICKER SHALL NOT BE ISSUED NOR REQUIRED  
20 TO BE AFFIXED TO THE SNOWMOBILE, BUT THE REGISTRATION SHALL BE REQUIRED  
21 TO BE READILY AVAILABLE TO THE OPERATOR AND PRESENTED ON DEMAND BY A LAW  
22 ENFORCEMENT OFFICER.

23 (C) FOR PURPOSES OF THIS SUBDIVISION, A VINTAGE SNOWMOBILE SHALL MEAN  
24 ANY SNOWMOBILE MANUFACTURED TWENTY-FIVE OR MORE YEARS PRIOR TO THE  
25 CURRENT CALENDAR YEAR, AND ANY OTHER MODEL, YEAR AND TYPE SNOWMOBILE  
26 WHICH HAS UNIQUE CHARACTERISTICS AND WHICH IS DETERMINED BY THE COMMIS-  
27 SIONER TO BE OF HISTORICAL, CLASSIC OR EXHIBITION VALUE.

28 (D) A PERSON WHO OWNS OR OPERATES A SNOWMOBILE WHICH IS REGISTERED AS  
29 A VINTAGE SNOWMOBILE AND SUCH SNOWMOBILE IS NOT A VINTAGE SNOWMOBILE AS  
30 DEFINED IN PARAGRAPH (C) OF THIS SUBDIVISION SHALL BE GUILTY OF A  
31 VIOLATION AND SHALL BE SUBJECT TO A FINE OF TWO HUNDRED DOLLARS.

32 S 3. Section 21.07 of the parks, recreation and historic preservation  
33 law is amended by adding a new subdivision 3 to read as follows:

34 3. NOTWITHSTANDING THE PROVISIONS OF SUBDIVISION TWO OF THIS SECTION A  
35 FEE OF FIFTEEN DOLLARS IS IMPOSED UPON AN INDIVIDUAL RESIDENT OR NONRES-  
36 IDENT WHO PROVIDES PROOF AT THE TIME OF REGISTRATION OF A SLED PURSUANT  
37 TO SUBDIVISION FOUR-B OF SECTION TWENTY-TWO HUNDRED TWENTY-TWO OF THE  
38 VEHICLE AND TRAFFIC LAW THAT SUCH INDIVIDUAL IS A MEMBER OF AN ORGANIZED  
39 NEW YORK STATE SNOWMOBILE CLUB THAT IS A MEMBER OF THE NEW YORK STATE  
40 SNOWMOBILE ASSOCIATION OR IS A MEMBER OF AN ORGANIZED NEW YORK STATE  
41 SNOWMOBILE CLUB THAT IS A TRAIL MAINTENANCE ENTITY AND A MEMBER OF THE  
42 NEW YORK STATE SNOWMOBILE ASSOCIATION, IN ADDITION TO THE REGISTRATION  
43 REQUIRED BY THE VEHICLE AND TRAFFIC LAW. IN THE EVENT THAT AN INDIVIDUAL  
44 SEEKING SNOWMOBILE CLUB MEMBERSHIP IS UNABLE, FOR ANY REASON, TO SECURE  
45 SUCH CLUB MEMBERSHIP, HE OR SHE MAY CONTACT THE NEW YORK STATE SNOWMO-  
46 BILE ASSOCIATION, WHO SHALL SECURE SUCH MEMBERSHIP FOR SUCH PERSON.

47 S 4. This act shall take effect on the ninetieth day after it shall  
48 have become a law, provided that the commissioner of motor vehicles is  
49 immediately authorized and directed to promulgate and/or repeal any  
50 rules and regulations necessary to implement the provisions of this act  
51 on its effective date.