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

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I N S E N A T E

April 6, 2016

Introduced by Sen. FUNKE -- (at request of the Office of Parks, Recreation and Historic Preservation) -- read twice and ordered printed, and when printed to be committed to the Committee on Cultural Affairs, Tourism, Parks and Recreation

AN ACT to amend the parks, recreation and historic preservation law, in relation to the duties of the office

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

Section 1. Section 3.09 of the parks, recreation and historic preservation law is amended by adding a new subdivision 23 to read as follows:

S 23. NOTWITHSTANDING ANY PROVISION OF LAW, RULE OR REGULATION TO THE CONTRARY, HAVE NO DUTY TO GUARD, WARN, SUPERVISE OR OTHERWISE KEEP SAFE FOR SWIMMING, DIVING, BATHING OR WADING BY THE PUBLIC THOSE AREAS OF WATERBODIES WHICH ARE NOT EXPRESSLY DESIGNATED BY THE OFFICE FOR SUCH PURPOSES OR WHICH ARE DESIGNATED FOR SWIMMING, DIVING, BATHING OR WADING, BUT WHICH ARE USED BY THE PUBLIC FOR SUCH PURPOSES OUTSIDE THE HOURS AND SEASONAL TIMES AS EXPRESSLY AUTHORIZED BY THE OFFICE.

S 2. This act shall take effect immediately.

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

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