STATE OF NEW YORK

8290--A

2019-2020 Regular Sessions

IN ASSEMBLY

June 13, 2019

Introduced by M. of A. GOTTFRIED -- read once and referred to the Committee on Tourism, Parks, Arts and Sports Development -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the navigation law, in relation to prohibiting vessels from operating, anchoring or mooring in the navigable waters of the state while operating a digital billboard board

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The navigation law is amended by adding a new section 43-a to read as follows:

§ 43-a. Use of digital billboards. 1. All vessels shall be prohibited from operating, anchoring or mooring in the navigable waters of the state while operating a digital billboard or other type of billboard that uses flashing, intermittent or moving lights.

2. As used in this section, the term "digital billboard" shall mean a one or multi-sided outdoor advertising sign that displays digital images using light-emitting diode technology or any such similar technology, unless exclusively used to identify the vessel.

3. This section shall not be construed to limit any authority delegated to a city, village or town pursuant to section forty-six-a of this part. A city, village or town may, by local law, expressly restrict or prohibit the use of outdoor advertising signage on vessels within one thousand five hundred feet of its shore or expressly authorize vessels to operate a digital billboard or other type of billboard that uses flashing, intermittent or moving lights within one thousand five hundred feet of its shore.

4. A violation of the provisions of this section shall constitute a misdemeanor and shall also be subject to a civil penalty of one thousand dollars for the first violation, and five thousand dollars for all subsequent violations.

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

LBD11056-04-9

§ 2. This act shall take effect immediately.