STATE OF NEW YORK

3604

2021-2022 Regular Sessions

IN SENATE

January 30, 2021

Introduced by Sen. BAILEY -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation

AN ACT to amend the general business law, in relation to requiring helicopters be equipped with flight recorders, cockpit voice recorders and terrain awareness and warning systems

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

Section 1. Section 243 of the general business law, as amended by chapter 843 of the laws of 1980, is amended to read as follows:

§ 243. Aircraft; construction, design and airworthiness; federal registration. **1.** The public safety requiring, and the advantages of uniform regulation making it desirable, in the interest of aeronautical progress, that aircraft to be avigated within this state should conform, with respect to design, construction and airworthiness, to standards prescribed by the United States government with respect to avigation of aircraft subject to its jurisdiction, it shall be unlawful for any person to avigate an aircraft within this state unless it is licensed and registered by the department of transportation of the United States in the manner prescribed by the lawful rules and regulations of the United States government then in force. The license for such aircraft must be carried and conspicuously posted in the aircraft while in flight. Such license also shall be presented for inspection, on demand, to any peace officer, acting pursuant to his special duties, or police officer, or to any official, manager or person in charge of an airport or landing place where the aircraft may be.

2. It shall be unlawful for any person to avigate any helicopter within this state unless such helicopter is equipped with:

a. a flight data recorder;

b. a cockpit voice recorder; and

c. a terrain awareness and warning system.

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

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3. The provisions of this section shall not apply to aircraft used exclusively in the governmental service of the United States, or used exclusively in the service of the national guard or of one or more of the civil departments of this state.

§ 2. This act shall take effect on the one hundred eightieth day after it shall have become a law.