

STATE OF NEW YORK

7861

2023-2024 Regular Sessions

IN ASSEMBLY

July 7, 2023

Introduced by M. of A. NORRIS -- read once and referred to the Committee on Tourism, Parks, Arts and Sports Development

AN ACT to amend the labor law and the parks, recreation and historic preservation law, in relation to regulation of geological man-made mechanical boat attractions

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

1 Section 1. Subdivision 2 of section 870-c of the labor law, as amended
2 by chapter 643 of the laws of 1986, is amended to read as follows:

3 2. "Amusement park" means a tract or area used principally as a perma-
4 nent location for amusement devices or structures. Such term shall not
5 include geological man-made mechanical boat attractions as defined in
6 section 1.03 of the parks, recreation and historic preservation law.

7 § 2. Section 1.03 of the parks, recreation and historic preservation
8 law is amended by adding a new subdivision 19 to read as follows:

9 19. "Geological man-made mechanical boat attraction" means a device
10 used on man-made waterways, man-made tunnels and man-made lakes for the
11 transport of persons for the purposes of entertainment.

12 § 3. Section 13.13 of the parks, recreation and historic preservation
13 law, as amended by chapter 528 of the laws of 2004, is amended to read
14 as follows:

15 § 13.13 Regulation of boating and water sports. Except when prohibited
16 by the laws of the United States, the commissioner or other state agency
17 may, by rule or regulation, regulate water sports and the operation,
18 speed and mooring of boats in or upon any waters or waterways in the
19 reservations and parks under the jurisdiction of the office or such
20 state agency. Such rules and regulations shall also apply to any waters
21 offshore from any bathing beach within the jurisdiction of the office or
22 such state agency, and to any waters offshore of Jones Beach state park,
23 Robert Moses state park and Orient Beach state park, but not to exceed a
24 distance of one thousand feet from the shore line. Any regulation of the

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

LBD11821-01-3

1 Palisades interstate park commission, adopted hereunder, shall not be
2 effective until approved by the commissioner. The commissioner shall
3 also have jurisdiction over geological man-made mechanical boat
4 attractions, as defined in this chapter, operated on man-made waterways,
5 man-made tunnels and man-made lakes for the transport of persons for the
6 purposes of entertainment but which are not part of an amusement park as
7 defined in article twenty-seven of the labor law.

8 § 4. This act shall take effect immediately.