

STATE OF NEW YORK

5259--A

2023-2024 Regular Sessions

IN ASSEMBLY

March 7, 2023

Introduced by M. of A. DINOWITZ, GONZALEZ-ROJAS, SEAWRIGHT, BURDICK, EPSTEIN, COLTON, GLICK, SIMONE, CUNNINGHAM, SIMON, CARROLL, AUBRY, BICHOTTE HERMELYN, JACKSON, GIBBS, ALVAREZ, BURGOS, ARDILA, CHANG, LEE, TAYLOR, DAVILA, TAPIA, L. ROSENTHAL, BORES, RAJKUMAR, DAIS, CRUZ, DE LOS SANTOS, RAGA, DICKENS, BENEDETTO, ANDERSON -- Multi-Sponsored by -- M. of A. REYES -- read once and referred to the Committee on Transportation -- recommitted to the Committee on Transportation in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the vehicle and traffic law and the administrative code of the city of New York, in relation to increasing the number of intersections where traffic-control signal photo violation-monitoring systems may be installed and operated; to amend chapter 746 of the laws of 1988, amending the vehicle and traffic law, the general municipal law and the public officers law relating to the civil liability of vehicle owners for traffic control signal violations, in relation to extending the effectiveness thereof; and to amend local law number 46 of the city of New York for the year 1989, amending the administrative code of the city of New York relating to civil liability of vehicle owners for traffic control signal violations, in relation to extending the effectiveness thereof

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

- 1 Section 1. Paragraph 1 of subdivision (a) of section 1111-a of the
- 2 vehicle and traffic law, as amended by chapter 18 of the laws of 2009,
- 3 is amended to read as follows:
- 4 1. Notwithstanding any other provision of law, each city with a popu-
- 5 lation of one million or more is hereby authorized and empowered to
- 6 adopt and amend a local law or ordinance establishing a demonstration
- 7 program imposing monetary liability on the owner of a vehicle for fail-

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

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1 ure of an operator thereof to comply with traffic-control indications in
2 such city in accordance with the provisions of this section. Such demon-
3 stration program shall empower a city to install and operate traffic-
4 control signal photo violation-monitoring devices at no more than [~~one~~]
5 ~~six~~ hundred [~~fifty~~] intersections within such city at any one time.

6 § 2. Paragraph 1 of subdivision (a) of section 19-210 of the adminis-
7 trative code of the city of New York, as amended by chapter 18 of the
8 laws of 2009, is amended to read as follows:

9 1. Notwithstanding any other provision of law, the parking violations
10 bureau is hereby authorized and empowered to establish a demonstration
11 program imposing monetary liability on the owner of a vehicle for fail-
12 ure of an operator thereof to comply with traffic-control indications in
13 accordance with the provisions of this section. The department of trans-
14 portation, for purposes of implementation of such program, shall be
15 authorized to install and operate traffic-control signal photo viola-
16 tion-monitoring devices at no more than [~~one~~] ~~six~~ hundred [~~fifty~~] inter-
17 sections at any one time.

18 § 3. Section 17 of chapter 746 of the laws of 1988, amending the vehi-
19 cle and traffic law, the general municipal law, and the public officers
20 law relating to the civil liability of vehicle owners for traffic
21 control signal violations, as amended by section 5 of part TT of chapter
22 58 of the laws of 2019, is amended to read as follows:

23 § 17. This act shall take effect on the thirtieth day after it shall
24 have become a law; provided, however, that sections four, twelve,
25 fifteen and sixteen shall [~~remain in full force and effect until~~] expire
26 and be deemed repealed December 1, [~~2024 when upon such date the amend-~~
27 ~~ments and provisions made by this act shall be deemed repealed~~] 2027;
28 provided, however, any such local laws as may be enacted pursuant to
29 this act shall remain in full force and effect only until the expiration
30 on December 1, [~~2024~~] 2027.

31 § 4. Section 2 of local law number 46 of the city of New York for the
32 year 1989 amending the administrative code of the city of New York
33 relating to civil liability of vehicle owners for traffic control signal
34 violations, as amended by section 6 of part TT of chapter 58 of the laws
35 of 2019, is amended to read as follows:

36 § 2. This local law shall take effect immediately and shall expire on
37 December 1, [~~2024~~] 2027.

38 § 5. This act shall take effect immediately; provided that sections
39 one and two of this act shall take effect on the sixtieth day after it
40 shall have become a law; provided further however, that the amendments
41 to section 1111-a of the vehicle and traffic law made by section one of
42 this act shall not affect the repeal of such section and shall be deemed
43 to be repealed therewith; and provided, further, that the amendments to
44 section 19-210 of the administrative code of the city of New York made
45 by section two of this act shall not affect the expiration of such
46 section and shall be deemed to expire therewith. Effective immediately,
47 any rules or regulations necessary for the implementation of this act on
48 its effective date shall be promulgated on or before such effective
49 date.