



Legislation Text

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Int. No. 46

By Council Members Ariola, Riley, Louis, Schulman, Salaam, Morano and Paladino

A Local Law to amend the administrative code of the city of New York, in relation to installing child with autism warning plaques on streets

Be it enacted by the Council as follows:

Section 1. Subchapter 3 of chapter 1 of title 19 of the administrative code of the city of New York is amended by adding a new section 19-188.3 to read as follows:

§ 19-188.3 Child with autism plaques. a. Definitions. For purposes of this section, the following terms have the following meanings:

Address of residence. The term “address of residence” means the address at which a child with autism resides at the time the parent or legal guardian of such child with autism makes a request for a child with autism plaque under subdivision b of this section.

Autism spectrum disorder. The term "autism spectrum disorder" means behavior that meets relevant diagnostic criteria contained within the American Psychiatric Association's diagnostic and statistical manual, fifth edition, as may be revised from time to time.

Child with autism. The term “child with autism” means any individual under the age of 18 who has been diagnosed with autism spectrum disorder.

Child with autism plaque. The term “child with autism plaque” means a plaque used with a warning sign to warn a motorist of the presence of a child with autism, consistent with the most recent version of the manual on uniform traffic control devices and chapter V of title 17 of the New York code, rules and regulations, regarding the New York state supplement to the manual on uniform traffic control devices, or a successor

provision.

b. Requests for installation. The commissioner shall install a child with autism plaque if requested by a parent or legal guardian of a child with autism. The commissioner shall require such parent or legal guardian to provide, at minimum, proof of such child's diagnosis of autism spectrum disorder, age, and address of residence in a form and manner and at a frequency that the commissioner shall determine.

c. Installation. 1. Within 2 weeks of receipt of a request for the installation of a child with autism plaque under subdivision b of this section, the commissioner shall install such plaque.

2. The commissioner shall determine the location for the installation of a child with autism plaque after considering the relevant child with autism's address of residence and any locational requirements in chapter V of title 17 of the New York code, rules and regulations, regarding the New York state supplement to the manual on uniform traffic control devices, or a successor provision.

d. Prioritization of requests for installation. The commissioner shall prioritize requests for installation of child with autism plaques in the order in which the commissioner receives such requests. The commissioner may establish an area of square feet encompassing a child with autism plaque that the commissioner plans to install or that is already installed, within which the commissioner shall not install any other child with autism plaque.

e. Removal. The commissioner shall remove a child with autism plaque in the following instances:

1. After the relevant child with autism has moved from the address of residence, or, in the case of a child with autism plaque having been installed on the basis of children with autism with different addresses of residence, after all the relevant children with autism have moved from such addresses;

2. After the relevant child with autism turns 18 or some other age under 18 as determined by the commissioner, or, in the case of a child with autism plaque having been installed on the basis of multiple children with autism, after the youngest relevant child with autism reaches the age of 18 or some other age under 18 as determined by the commissioner;

3. At the request of the parent or legal guardian of the relevant child with autism, or, in the case of a child with autism plaque having been installed on the basis of multiple children with autism, at the request of all of the parents or legal guardians of the relevant children with autism;

4. If standards or guidance within the manual on uniform traffic control devices or chapter V of title 17 of the New York code, rules and regulations, regarding the New York state supplement to the manual on uniform traffic control devices, or a successor provision prohibit the placement of a child with autism plaque;
and

5. Otherwise upon the determination of the commissioner.

§ 2. This local law takes effect 120 days after it becomes law.

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