

S. 7399

A. 10125

S E N A T E - A S S E M B L Y

May 8, 2012

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

IN ASSEMBLY -- Introduced by M. of A. CRESPO, GANTT -- read once and  
referred to the Committee on Transportation

AN ACT to amend the transportation law and the public authorities law,  
in relation to the study and examination of the state's roadways and  
the thruway in reducing certain motor vehicle risks

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEM-  
BLY, DO ENACT AS FOLLOWS:

1     Section 1. Section 14 of the transportation law is amended by adding  
2     a new subdivision 36 to read as follows:  
3     36. TO STUDY AND EXAMINE THE PERFORMANCE OF THE STATE'S ROADWAYS IN  
4     REDUCING THE RISK OF MOTOR VEHICLES DEPARTING THE TRAVEL LANE AND OVER-  
5     TURNING, OR COLLIDING WITH FIXED OBJECTS, OR COLLIDING WITH MOTORIZED OR  
6     NON-MOTORIZED VEHICLES OR PEDESTRIANS, OR LEAVING THE ROADWAY. SUCH  
7     STUDY AND EXAMINATION SHALL INCLUDE, BUT NOT BE LIMITED TO, SEGMENTS OF  
8     THE STATE'S ROADWAYS WITH A HIGH NUMBER OF FATAL CRASHES, AND SEGMENTS  
9     OF ROADWAY WITH HAZARDOUS FEATURES SUCH AS STEEP SLOPES, EMBANKMENTS,  
10    CLIFFS, DROP-OFFS OR DEEP BODIES OF WATER. THE COMMISSIONER SHALL SUBMIT  
11    A REPORT ON LANE DEPARTURES, BEGINNING NO LATER THAN AUGUST  
12    THIRTY-FIRST, TWO THOUSAND THIRTEEN AND ANNUALLY THEREAFTER, TO THE  
13    GOVERNOR AND THE LEGISLATURE WHICH REPORT SHALL INCLUDE BUT SHALL NOT BE  
14    LIMITED TO: (A) THE NUMBER AND TYPE OF TRAVEL LANE DEPARTURE CRASHES ON  
15    THE STATE'S ROADWAYS INCLUDING, BUT NOT LIMITED TO, FIXED OBJECT, HEAD-  
16    ON, CROSS-OVER, ROLLOVER AND SIDESWIPE CRASHES, ROADWAY DEPARTURES, AND  
17    THOSE INVOLVING NON-MOTORIZED VEHICLES AND PEDESTRIANS; (B) THE EXTENT  
18    TO WHICH THE DEPARTMENT HAS ANALYZED CRASH DATA AND IDENTIFIED AND  
19    CONSIDERED THE SAFETY NEEDS OF THE STATE'S ROADWAYS INCLUDING BUT NOT  
20    LIMITED TO HIGH-FATALITY SEGMENTS AND SEGMENTS WITH HAZARDOUS FEATURES  
21    SUCH AS STEEP SLOPES, EMBANKMENTS, CLIFFS, DROP-OFFS OR DEEP BODIES OF  
22    WATER; AND (C) THE MEASURES AND STRATEGIES THAT THE DEPARTMENT HAS  
23    UNDERTAKEN, OR PLANS TO UNDERTAKE, TO IMPROVE ROADWAY PERFORMANCE AND  
24    REDUCE THE RISK OF MOTOR VEHICLE TRAVEL LANE DEPARTURES AND CRASHES.

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

LBD15761-01-2

1 S 2. Section 361 of the public authorities law is amended by adding a  
2 new subdivision 3 to read as follows:

3 3. THE AUTHORITY SHALL STUDY AND EXAMINE THE PERFORMANCE OF THE THRU-  
4 WAY IN REDUCING THE RISK OF MOTOR VEHICLES DEPARTING THE TRAVEL LANE AND  
5 OVERTURNING, OR COLLIDING WITH FIXED OBJECTS, OR COLLIDING WITH MOTOR-  
6 IZED OR NON-MOTORIZED VEHICLES OR PEDESTRIANS, OR LEAVING THE THRUWAY.  
7 SUCH STUDY AND EXAMINATION SHALL INCLUDE, BUT NOT BE LIMITED TO,  
8 SEGMENTS OF THE THRUWAY WITH A HIGH NUMBER OF FATAL CRASHES, AND  
9 SEGMENTS WITH HAZARDOUS FEATURES SUCH AS STEEP SLOPES, EMBANKMENTS,  
10 CLIFFS, DROP-OFFS OR DEEP BODIES OF WATER. THE AUTHORITY SHALL SUBMIT A  
11 REPORT ON LANE DEPARTURES, BEGINNING NO LATER THAN AUGUST THIRTY-FIRST,  
12 TWO THOUSAND THIRTEEN AND ANNUALLY THEREAFTER, TO THE GOVERNOR AND THE  
13 LEGISLATURE WHICH REPORT SHALL INCLUDE BUT SHALL NOT BE LIMITED TO: (A)  
14 THE NUMBER AND TYPE OF TRAVEL LANE DEPARTURE CRASHES ON THE THRUWAY  
15 INCLUDING, BUT NOT LIMITED TO, FIXED OBJECT, HEAD-ON, CROSS-OVER, ROLL-  
16 OVER AND SIDESWIPE CRASHES, ROADWAY DEPARTURES, AND THOSE INVOLVING  
17 NON-MOTORIZED VEHICLES AND PEDESTRIANS; (B) THE EXTENT TO WHICH THE  
18 AUTHORITY HAS ANALYZED CRASH DATA AND IDENTIFIED AND CONSIDERED THE  
19 SAFETY NEEDS OF THE THRUWAY INCLUDING BUT NOT LIMITED TO HIGH-FATALITY  
20 SEGMENTS AND SEGMENTS WITH HAZARDOUS FEATURES SUCH AS STEEP SLOPES,  
21 EMBANKMENTS, CLIFFS, DROP-OFFS OR DEEP BODIES OF WATER; AND (C) THE  
22 MEASURES AND STRATEGIES THAT THE AUTHORITY HAS UNDERTAKEN, OR PLANS TO  
23 UNDERTAKE, TO IMPROVE THRUWAY PERFORMANCE AND REDUCE THE RISK OF MOTOR  
24 VEHICLE TRAVEL LANE DEPARTURES AND CRASHES.

25 S 3. This act shall take effect on the sixtieth day after it shall  
26 have become a law.