

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.

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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.