

# STATE OF NEW YORK

10242

## IN ASSEMBLY

March 26, 2018

Introduced by M. of A. RYAN -- read once and referred to the Committee on Consumer Affairs and Protection

AN ACT to amend the general business law, in relation to the regulation of parking facilities and towing

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

1 Section 1. Subdivisions 2 and 3 of section 399-v of the general busi-  
2 ness law, subdivision 2 as amended by chapter 328 of the laws of 2008,  
3 and subdivision 3 as amended by chapter 655 of the laws of 1997, are  
4 amended and two new subdivisions 8 and 9 are added to read as follows:

5 2. (a) Every parking facility shall display prominently a conspicuous  
6 notice stating the name, address and telephone number of the operator of  
7 the parking facility together with the name, address and telephone  
8 number of any individual or entity authorized to tow from such parking  
9 facility [~~any motor vehicle or the name, address and telephone number of~~  
10 ~~any individual or entity authorized to place a device designed to immo-~~  
11 ~~bilize any motor vehicle in such parking facility~~]. Such notice shall  
12 also state that unauthorized vehicles will be towed at the vehicle  
13 owner's expense.

14 (b) All parking facilities shall display prominently a conspicuous  
15 notice displaying the actual price of parking in such facility. Such  
16 sign or poster must have conspicuous lettering in at least seventy-two  
17 point bold face type that states the price of parking in such lot. No  
18 person shall be charged a price for parking except as set forth on such  
19 notice.

20 3. No owner or operator of a parking facility shall tow or authorize  
21 the towing of any motor vehicle [~~or immobilize or authorize the immobi-~~  
22 ~~lization of any motor vehicle~~] in such parking facility unless such  
23 owner or operator displays a notice pursuant to subdivision two of this  
24 section and the commercial tower is licensed by a municipality or local  
25 government.

26 8. No owner or operator of a parking facility shall tow or authorize  
27 the towing of any motor vehicle from any parking facility that is left

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

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1 unattended. Such owner or operator shall be required to be physically  
2 present when a vehicle is towed from a parking facility.

3 9. No owner or operator of a parking facility shall immobilize or  
4 authorize the immobilization of any motor vehicle in a parking facility.

5 § 2. This act shall take effect immediately.