

STATE OF NEW YORK

2354

2019-2020 Regular Sessions

IN ASSEMBLY

January 22, 2019

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

AN ACT to amend the vehicle and traffic law, in relation to the offense of aggressive driving

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

1 Section 1. The vehicle and traffic law is amended by adding a new
2 section 1212-a to read as follows:

3 § 1212-a. Aggressive driving. A person is guilty of aggressive driving
4 when:

5 (a) He or she recklessly operates a motor vehicle on a public highway
6 in a manner that creates a substantial risk of serious physical injury
7 to another person; or

8 (b) He or she operates a motor vehicle on a public highway while
9 displaying a deadly weapon, dangerous instrument or what reasonably
10 appears to be a pistol, revolver, rifle, shotgun, machine gun or other
11 firearm in such a manner to place another person in reasonable fear of
12 death or serious physical injury; or

13 (c) He or she operates a motor vehicle on a public highway in such a
14 manner to place another person in reasonable fear of death or serious
15 physical injury.

16 Aggressive driving is a misdemeanor.

17 § 2. Subdivision (b) of section 1122 of the vehicle and traffic law is
18 amended to read as follows:

19 (b) Except when overtaking and passing on the right is permitted, the
20 driver of an overtaken vehicle shall give way to the right in favor of
21 the overtaking vehicle [~~on audible signal~~] and shall not increase the
22 speed of his vehicle until completely passed by the overtaking vehicle.
23 Any person deliberately increasing the speed of his or her vehicle in
24 violation of this subdivision shall be guilty of a misdemeanor.

25 § 3. This act shall take effect on the first of November next succeed-
26 ing the date on which it shall have become a law.

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

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