

STATE OF NEW YORK

6417

2021-2022 Regular Sessions

IN SENATE

April 27, 2021

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

AN ACT to amend the highway law, in relation to establishing a highway safety corridor on the Southern State Parkway located in Long Island and to making conforming changes

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

1 Section 1. Article 13 of the highway law is redesignated article 15
2 and sections 350, 351, 351-a, 352, 353 and 354 are renumbered sections
3 400, 401, 402, 403, 404 and 405.

4 § 2. The highway law is amended by adding a new article 13 to read as
5 follows:

ARTICLE 13

HIGHWAY SAFETY CORRIDORS

Section 375. Purpose and application.

375-a. Definitions.

375-b. Traffic and engineering investigation.

375-c. Traffic signs.

12 § 375. Purpose and application. 1. This article is enacted to improve
13 safety in a targeted high crash location designated as a highway safety
14 corridor where motorists are exposed to increased levels of enforcement
15 and increased penalties for moving violations relating to unsafe driving
16 behavior.

17 2. The signs specified in this article are in addition to the traff-
18 ic-control devices required by department regulations and apply to
19 public highways within this state.

20 § 375-a. Definitions. As used in this article, "Southern State Park-
21 way highway safety corridor" or "corridor" means the portion of the
22 Southern State Parkway determined by a traffic study to be targeted for
23 the application of signs, increased levels of enforcement and increased

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

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1 penalties specifically for the purpose of eliminating or reducing unsafe
2 driver behaviors that are known to result in crashes and fatalities.

3 § 375-b. Traffic and engineering investigation. The corridor shall be
4 designated as a highway safety corridor in which increased penalties
5 will apply for violations relating to the duty of a driver under the
6 vehicle and traffic law if the following conditions are satisfied:

7 1. A crash analysis of candidate locations indicates that, for the
8 preceding five years, crashes related to targeted driving behaviors
9 exceeds thresholds for the number of crashes or the rate of crashes for
10 homogeneous roadways as determined by the department.

11 2. The corridor meets the geometric requirements needed to allow for
12 safe patrolling by law enforcement officers as well as a safe area to
13 stop violators for the issuance of a traffic citation or warning.

14 3. The corridor has adequate space for the installation of the traffic
15 signs specified in this article.

16 4. There is a written commitment from the local and state law enforce-
17 ment agencies responsible for highway patrol along the corridor to
18 provide visible, sustained enforcement activity within the limits of the
19 marked corridor.

20 § 375-c. Traffic signs. Traffic signs shall be installed as follows:

21 1. A sign reading "SAFETY CORRIDOR-FINES DOUBLED NEXT XX MILES" shall
22 be installed as close as practical to the beginning of the Southern
23 State Parkway highway safety corridor and after each interchange along
24 the corridor; and

25 2. A sign reading "END FINES DOUBLED CORRIDOR" shall be installed
26 immediately at the end of each highway safety corridor.

27 § 3. Section 401 of the highway law, as renumbered by section 1 of
28 this act, is amended to read as follows:

29 § 401. Saving clause. The repeal of a law, as specified in section
30 ~~[three hundred and fifty-three]~~ four hundred four of this article shall
31 not affect or impair any contract, or any act done, or right accruing,
32 accrued or acquired or any penalty, forfeiture, or punishment incurred
33 prior to the time when this chapter or any section thereof takes effect,
34 under or by virtue of the laws so repealed, but the same may be
35 asserted, enforced, prosecuted, or inflicted, as fully and to the same
36 extent, as if such laws had not been repealed.

37 § 4. Section 402 of the highway law, as renumbered by section 1 of
38 this act, is amended to read as follows:

39 § 402. Effect of amendments to and repeals of provisions of the former
40 highway law. 1. An act of the legislature of the year nineteen hundred
41 thirty-six which, in form, amends or repeals or purports to amend or
42 repeal any provision or provisions of the former highway law shall be
43 legally effective notwithstanding the repeal of such former highway law
44 by section ~~[three hundred and fifty-three]~~ four hundred four of this
45 article, and shall be construed as an amendment or repeal, as the case
46 may be, of the corresponding provision or provisions of this chapter
47 irrespective of whether such provision or provisions are contained in
48 this chapter in one or more than one article, section, subdivision or
49 other part thereof and such corresponding provision or provisions shall
50 be deemed amended, modified, changed or repealed as though the same had
51 been expressly and in terms so amended or repealed.

52 2. An act of the legislature of the year nineteen hundred thirty-six
53 which adds or purports to add a new article, section, subdivision or
54 other provision of law to the former highway law shall be legally effec-
55 tive notwithstanding the repeal of such former highway law by section
56 ~~[three hundred and fifty-three]~~ four hundred four of this article and shall

1 be construed as having been added to this chapter and shall be given
2 full effect according to its context as if the same had been added
3 expressly and in terms to this chapter and shall be deemed to have been
4 inserted in this chapter in juxtaposition to and as modifying the effect
5 of the corresponding provision or provisions of this chapter.

6 3. The repeal of such former highway law by section [~~three hundred~~
7 ~~fifty-three~~] four hundred four of this article shall not be construed to
8 impair or affect the validity of any act of the legislature of the year
9 nineteen hundred thirty-six relating to highways, roads or bridges
10 because of any reference to or dependency on such former law but such
11 act shall be construed in connection with this chapter as though in
12 terms and in effect such act referred to or dependent upon this chapter.

13 § 5. This act shall take effect on the one hundred eightieth day after
14 it shall have become a law. Effective immediately, the addition, amend-
15 ment and/or repeal of any rule or regulation necessary for the implemen-
16 tation of this act on its effective date are authorized to be made and
17 completed on or before such date.