S T A T E O F N E W Y O R K

3013

2009-2010 Regular Sessions

I N A S S E M B L Y

January 22, 2009

Introduced by M. of A. BARCLAY, KOLB -- Multi-Sponsored by -- M. of A. THIELE -- read once and referred to the Committee on Transportation

AN ACT in relation to prohibiting certain trucks with trailers from operating upon a certain portion of public highway in the counties of Onondaga and Cortland

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

Section 1. Notwithstanding any other provision of general, special or local law, rule or regulation to the contrary, it shall be unlawful to operate any truck with a trailer forty-eight feet or greater in length upon that part of route 41 or route 41-A located in the counties of Onondaga and Cortland between the intersection of such route and route 20 to the north and route 281 to the south absent a local law in each municipality located on that part of route 41 or route 41-A. The provisions of this act shall not prohibit the operation of such truck or trailer combination for local delivery or ingress or egress to or from destinations contained within municipalities.

S 2. For the purposes of this act:

a. "Trailer" shall mean any vehicle not propelled by its own power drawn on the public highways by a motor vehicle operated thereon, except motorcycle sidecars, vehicles being towed by a non-rigid support and vehicles designed and primarily used for other purposes and only occasionally drawn by such a motor vehicle.

b. "Truck" shall mean every motor vehicle designed, used, or maintained primarily for the transportation of property.

c. "Motor vehicles" shall mean every vehicle operated or driven upon a public highway which is propelled by any power other than muscular power, except (i) electrically-driven mobility assistance devices operated or driven by a person with a disability, (ii) vehicles which run only upon rails or tracks, or (iii) snowmobiles as defined in article 47 of the vehicle and traffic law, and (iv) all terrain vehicles as defined in article 48-B of the vehicle and traffic law.

S 3. This act shall take effect immediately.

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

LBD02974-01-9