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

322

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. PERALTA, GALEF, GREENE, COLTON, ROBINSON, ESPAILLAT -- Multi-Sponsored by -- M. of A. ALFANO, AUBRY, BARRA, BOYLAND, DIAZ, FARRELL, HIKIND, HOOPER, LATIMER, MAYERSOHN, McDONOUGH, QUINN, REILLY -- read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to carbon monoxide poisoning

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

Section 1. Subparagraph (a) of paragraph 1 of subdivision (c) of section 301 of the vehicle and traffic law, as amended by section 5 of part V1 of chapter 62 of the laws of 2003, is amended to read as follows:

(a) A safety inspection shall be made with respect to the brakes; steering mechanism; wheel alignment; lights, including but not limited to the lights which are designed and placed on a vehicle for the purpose of illuminating the vehicle's license plates; odometer; tire pressure; seat safety belts; shoulder harness safety belts; EXHAUST SYSTEM FOR THE PURPOSES OF ENSURING THAT CARBON MONOXIDE LEVELS IN THE CAB OF THE VEHICLE HAVE NOT REACHED UNSAFE LEVELS IN EXCESS OF 70 PARTS PER MILLION and such other mechanisms and equipment as shall be determined by the commissioner to be necessary for proper and safe operations. Such inspection shall also be made with respect to vehicle identification number. Upon inspection, the mileage appearing on the odometer shall be recorded upon the inspection sticker.

S 2. The vehicle and traffic law is amended by adding a new section 397-c to read as follows:

S 397-C. EDUCATION AGAINST DANGERS OF CARBON MONOXIDE POISONING. THE COMMISSIONER, IN CONSULTATION WITH THE CHAIR OF THE CONSUMER PROTECTION BOARD, SHALL PREPARE AND DISTRIBUTE WITH EACH OPERATOR'S LICENSE, WHETHER ISSUED OR RENEWED, A PAMPHLET ON THE WARNING SIGNS OF CARBON MONOXIDE

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

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POISONING AND THE APPROPRIATE ACTIONS TO BE TAKEN TO PREVENT SUCH ACCIDENTAL POISONING.

S 3. This act shall take effect on the one hundred eightieth day after it shall have become a law; provided, however, that effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized and directed to be made and completed on or before such effective date.