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

6524

2009-2010 Regular Sessions

I N A S S E M B L Y

March 6, 2009

Introduced by M. of A. GIGLIO, FINCH, KOLB, TOWNSEND, McKEVITT, BALL -- Multi-Sponsored by -- M. of A. McDONOUGH -- read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to operating a horse-drawn carriage or cart upon a highway at night

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

Section 1. Section 1264 of the vehicle and traffic law, as amended by chapter 676 of the laws of 1990, is amended to read as follows:

S 1264. Ban on night riding. (A) No person shall ride or lead a horse upon a roadway during the period from one-half hour after sunset to one-half hour before sunrise. The provisions of this [section] SUBDIVISION shall not apply to horse-drawn carriages or carts or police officers, peace officers or park rangers mounted on horseback.

(B) NO PERSON SHALL OPERATE A HORSE-DRAWN CARRIAGE OR CART UPON A PUBLIC HIGHWAY DURING THE PERIOD FROM ONE-HALF HOUR BEFORE SUNSET TO ONE-HALF HOUR AFTER SUNRISE UNLESS:

(I) SUCH CARRIAGE OR CART SHALL HAVE ATTACHED THERETO REFLECTIVE MATERIAL ON THE REAR AND EACH SIDE THEREOF; AND

(II) THE HORSE OR HORSES PROVIDING LOCOMOTION SHALL HAVE REFLECTIVE MATERIAL ATTACHED TO THEIR BRIDLES AND OTHER HARNESSES.

THE COMMISSIONER SHALL ESTABLISH REGULATIONS DESIGNATING THE TYPES AND MANNER OF DISPLAY OF REFLECTIVE MATERIALS PURSUANT TO THIS SUBDIVISION.

S 2. This act shall take effect on the one hundred eightieth day after it shall have become a law; provided, however, that any rules and regulations necessary to implement the provisions of this act are authorized and directed to be promulgated, amended and/or repealed on or before such effective date.

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

LBD05169-01-9