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

6540

2009-2010 Regular Sessions

I N A S S E M B L Y

March 6, 2009

Introduced by M. of A. ORTIZ, EDDINGTON, MAGNARELLI, BENEDETTO, COLTON, POWELL -- Multi-Sponsored by -- M. of A. BOYLAND, CLARK, COOK, HIKIND, KOON, J. RIVERA, ROBINSON, SCARBOROUGH, SEMINERIO, WEISENBERG -- read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to providing free access to most toll roads within the state for members of the New York state reserve and national guard

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

Section 1. The vehicle and traffic law is amended by adding a new section 1605 to read as follows:

S 1605. FREE PASSAGE THROUGH TOLL-GATES AND TUNNELS AND OVER BRIDGES. 1. ANY PERSON WHO IS OR WAS A MEMBER OF THE NEW YORK STATE RESERVE AND NATIONAL GUARD MAY APPLY TO THE DEPARTMENT FOR AN EXEMPTION FROM ANY TOLL AUTHORIZED PURSUANT TO THIS CHAPTER OR BY ANY AUTHORITY UNDER THE PUBLIC AUTHORITIES LAW FOR TRAVELING ON ANY HIGHWAY, PASSING THROUGH ANY TUNNEL, OR PASSING OVER ANY BRIDGE.

2. UPON APPLICATION AND PROOF SUFFICIENT TO THE COMMISSIONER THAT A PERSON IS OR WAS A MEMBER OF THE NEW YORK STATE RESERVE AND NATIONAL GUARD, THE COMMISSIONER SHALL GRANT SUCH INDIVIDUAL AN EXEMPTION FROM HAVING TO PAY ANY TOLL IMPLEMENTED PURSUANT TO THIS CHAPTER OR BY ANY AUTHORITY UNDER THE PUBLIC AUTHORITIES LAW FOR TRAVELING ON ANY HIGHWAY, PASSING THROUGH ANY TUNNEL, OR PASSING OVER ANY BRIDGE.

3. THE COMMISSIONER SHALL PROMULGATE ANY RULE OR REGULATION NECESSARY TO ACHIEVE THE OBJECTIVE OF THIS SECTION. THE COMMISSIONER SHALL ALSO CREATE AN APPLICATION PROCESS WHEREBY AN INDIVIDUAL MAY APPLY FOR THE EXEMPTION PROVIDED IN THIS SECTION.

4. THE COMMISSIONER SHALL WORK IN CONSULTATION WITH THE COMMISSIONER OF TRANSPORTATION AND ANY PUBLIC AUTHORITY THAT IMPLEMENTS A TOLL THAT IS SUBJECT TO THE PROVISIONS OF THIS SECTION TO IMPLEMENT A MECHANISM

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

LBD10004-01-9

THAT ENSURES AN EXEMPT INDIVIDUAL FREE PASSAGE OVER SUCH HIGHWAYS, THROUGH SUCH TUNNELS, OR ACROSS SUCH BRIDGES.

S 2. This act shall take effect on the one hundred eightieth day after it shall have become a law, provided, however, that the amendment, addition, and/or repeal of any rule or regulation necessary for the timely implementation of this act on its effective date is hereby authorized and directed to be made on or before such effective date.