

9146

2009-2010 Regular Sessions

I N   A S S E M B L Y

September 22, 2009

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Introduced by M. of A. LENTOL -- read once and referred to the Committee  
on Transportation

AN ACT to amend the vehicle and traffic law, in relation to receiving  
trial dates in the mail

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

1     Section 1. Section 1806 of the vehicle and traffic law, as amended by  
2     section 1 of part TT of chapter 56 of the laws of 2009, is amended to  
3     read as follows:  
4     S 1806. Plea of not guilty by a defendant charged with a traffic  
5     infraction. In addition to appearing personally to enter a plea of not  
6     guilty to a violation of any provision of the tax law or the transportation  
7     law regulating traffic, or to a traffic infraction for the  
8     violation of any of the provisions of the vehicle and traffic law or of  
9     any local law, ordinance, order, rule or regulation relating to the  
10    operation of motor vehicles or motorcycles, a defendant may enter a plea  
11    of not guilty by mailing to the court of appropriate jurisdiction the  
12    ticket making the charge and a signed statement indicating such plea.  
13    Such plea must be sent: (a) by registered or certified mail, return  
14    receipt requested or by first class mail; and (b) within forty-eight  
15    hours after receiving such ticket. Upon receipt of such ticket and  
16    statement, the court shall advise the violator of [an appearance] THE  
17    TRIAL date by first class mail but no warrant of arrest for failure to  
18    appear can be issued until the violator is notified of a new [court  
19    appearance] TRIAL date by registered or certified mail, return receipt  
20    requested, and fails to appear.  
21    S 2. This act shall take effect immediately.

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

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