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

3936

2009-2010 Regular Sessions

I N S E N A T E

April 7, 2009

Introduced by Sen. OPPENHEIMER -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to parking for the handicapped

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

Section 1. Subdivision 1 of section 1203-c of the vehicle and traffic law, as added by chapter 203 of the laws of 1981, is amended to read as follows:

1. Any person, firm or corporation owning a shopping center or facility with at least five separate retail stores and at least twenty off street parking spaces which are provided for use by the shopping public must designate as only for the handicapped and clearly mark for use by the handicapped a minimum of five percent of such parking spaces or ten such spaces whichever is less. These spaces must be located as close as reasonably practicable to the shopping center facility and reasonably distributed so as to provide convenient access for use by handicapped drivers. Such parking spaces are to be used either by handicapped drivers displaying a special municipal parking permit (as defined in section twelve hundred three-a of this [chapter] ARTICLE and distributed by the commissioner [of motor vehicles] to local governing bodies to be issued to handicapped persons who reside in such locality) or by motor vehicles registered in accordance with section four hundred four-a of this chapter and being used for the transportation of a handicapped person. WHERE THE PARKING SPACES DESIGNATED PURSUANT TO THE PROVISIONS OF THIS SECTION ARE SEPARATED FROM THE SHOPPING CENTER OR FACILITY BY A CURB OR A BARRIER AT LEAST ONE RAMP CUT MUST BE PROVIDED WITH AN ADDITIONAL RAMP CUT REQUIRED FOR EVERY HUNDRED FEET OF CURB. RAMP CUTS SHOULD BE LOCATED AS CLOSE AS REASONABLY PRACTICABLE TO THE PARKING SPACES DESIGNATED PURSUANT TO THIS SECTION.

S 2. This act shall take effect on the first of September in the year next succeeding the year in which it shall have become a law.

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

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