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

1327

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. PAULIN, CUSICK, DINOWITZ, GIANARIS, ORTIZ, TOWNS, MAGNARELLI, GALEF, SWEENEY, SPANO -- Multi-Sponsored by -- M. of A. ABBATE, ALFANO, BARRA, BOYLAND, BRADLEY, BRENNAN, CLARK, COLTON, COOK, DIAZ, EDDINGTON, ESPAILLAT, FARRELL, FIELDS, GLICK, GOTTFRIED, GREENE, HOOPER, KOON, LATIMER, LAVINE, MAYERSOHN, MILLMAN, NOLAN, PHEFFER, REILLY, J. RIVERA, N. RIVERA, P. RIVERA, ROBINSON, ROSENTHAL, SCARBOROUGH, WALKER, WEINSTEIN, WEISENBERG, WRIGHT -- read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law and the education law, in relation to engine fire suppression systems on school buses

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

Section 1. Section 375 of the vehicle and traffic law is amended by adding a new subdivision 21-j to read as follows:

21-J. (A) EVERY SCHOOL BUS HAVING A SEATING CAPACITY IN EXCESS OF FIFTEEN PASSENGERS MANUFACTURED FOR USE IN THIS STATE ON OR AFTER SEPTEMBER FIRST, TWO THOUSAND ELEVEN SHALL BE EQUIPPED WITH AN ENGINE FIRE SUPPRESSION SYSTEM.

(B) THE COMMISSIONER OF THE DEPARTMENT OF TRANSPORTATION SHALL PROMULGATE RULES AND REGULATIONS ESTABLISHING STANDARDS FOR THE USE OF ENGINE FIRE SUPPRESSION SYSTEMS ON SCHOOL BUSES.

S 2. Subdivision 15 of section 3621 of the education law, as amended by chapter 203 of the laws of 2006, is amended to read as follows:

15. School bus engine fire suppression system. The term "school bus engine fire suppression system" shall mean an auxiliary device required to be installed pursuant to [subdivision] SUBDIVISIONS twenty-one-i AND TWENTY-ONE-J of section three hundred seventy-five of the vehicle and traffic law and which conforms to standards established by the commissioner of transportation pursuant to such [subdivision] SUBDIVISIONS.

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

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S 3. Paragraph c of subdivision 2 of section 3623-a of the education law, as amended by chapter 453 of the laws of 2005, is amended to read as follows:

c. The purchase of equipment deemed a proper school district expense, including: (i) the purchase of two-way radios to be used on old and new school buses, (ii) the purchase of stop-arms, to be used on old and new school buses, (iii) the purchase and installation of seat safety belts on school buses in accordance with the provisions of section thirty-six hundred thirty-five-a of this article, (iv) the purchase of school bus back up beepers, (v) the purchase of school bus front crossing arms, (vi) the purchase of school bus safety sensor devices, (vii) the purchase and installation of exterior reflective marking on school buses, (viii) the purchase of [automatic] engine fire [extinguishing] SUPPRESSION systems for school buses [used to transport students who use wheelchairs or other assistive mobility devices], and (ix) the purchase of other equipment as prescribed in the regulations of the commissioner; and

S 4. This act shall take effect immediately.