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

3182

2009-2010 Regular Sessions

I N A S S E M B L Y

January 23, 2009

Introduced by M. of A. BENJAMIN -- Multi-Sponsored by -- M. of A. WALKER -- read once and referred to the Committee on Transportation

AN ACT to establish the commission to study the traffic safety impact of the driver responsibility assessment; and providing for the repeal of such provisions upon expiration thereof

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

Section 1. The driver responsibility assessment safety impact study. The commission on driver responsibility assessment safety impact (hereinafter referred to as "the commission") is hereby established. The commission shall study the positive effects on traffic safety of the driver responsibility assessment established in sections 503 and 1199 of the vehicle and traffic law.

S 2. a. The commission shall consist of eight members and be chaired by the commissioner of motor vehicles. Four members shall be appointed by the governor, whom shall be traffic safety and hazard specialists. One such appointment shall be upon recommendation of each of the following: the temporary president of the senate, the speaker of the assembly, the minority leader of the senate, and the minority leader of the assembly. Five members of the commission shall constitute a quorum for the transaction of any business of the commission.

b. No member, officer or employee of the commission shall be disqualified from holding any other public office or employment, nor shall he or she forfeit any such office or employment by reason of his or her appointment hereunder, notwithstanding the provisions of any general, special or local law, ordinance or city charter.

c. The members of the commission shall receive no compensation for their services, but shall be allowed their actual and necessary expenses incurred in the performance of their duties hereunder.

S 3. Additionally, all other departments or agencies of the state or subdivisions thereof, and local governments shall, at the request of the

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

LBD05768-01-9

chair, provide the commission such facilities, assistance, and data as will enable the commission to carry out its powers and duties.

S 4. The commission may meet and hold public and/or private hearings within the regions of the state, and shall have all the powers of a legislative committee pursuant to the legislative law.

S 5. The commission shall make a report of its findings to be included in the commissioner of motor vehicle's annual report to the governor, the temporary president of the senate and the speaker of the assembly, within six months of the effective date of this act. Such report shall include findings of the actual impact on traffic safety and the aggregate amount of fees collected to date, and make recommendations for further legislation.

S 6. This act shall take effect immediately and shall continue in full force and effect until December 31, 2010, when upon such date the provisions of this act shall be deemed repealed.