

3503

2009-2010 Regular Sessions

I N   A S S E M B L Y

January 27, 2009

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Introduced by M. of A. BRADLEY, CLARK, COOK, GALEF, PAULIN, GORDON,  
BALL, GUNTHER -- Multi-Sponsored by -- M. of A. DelMONTE, MAGEE,  
RABBITT, SCHIMMINGER, TOWNS -- read once and referred to the Committee  
on Transportation

AN ACT to amend the vehicle and traffic law, in relation to giving local  
town boards the discretion to change speed limits for safety

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

- 1     Section 1. Section 1620 of the vehicle and traffic law is amended by  
2 adding a new subdivision (d) to read as follows:  
3     (D) THE DEPARTMENT OF TRANSPORTATION SHALL DEFER TO REQUESTS FOR SPEED  
4 LIMIT CHANGES BY THE TOWN BOARD OF A TOWN OR TOWNS AFFECTED WITH RESPECT  
5 TO STATE HIGHWAYS MAINTAINED BY THE STATE IN SUCH TOWN OR TOWNS OUTSIDE  
6 OF CITIES OR VILLAGES, WHERE A REASONABLE NEXUS BETWEEN PUBLIC SAFETY  
7 AND SUCH REQUEST FOR A CHANGE IN SPEED LIMIT EXISTS.  
8     S 2. Section 1621 of the vehicle and traffic law is amended by adding  
9 a new subdivision (e) to read as follows:  
10     (E) THE DEPARTMENT OF TRANSPORTATION SHALL DEFER TO REQUESTS FOR  
11 SIGNAGE AND SIGNAL CHANGES BY THE TOWN BOARD OF A TOWN OR TOWNS AFFECTED  
12 WITH RESPECT TO STATE HIGHWAYS MAINTAINED BY THE STATE IN SUCH TOWN OR  
13 TOWNS OUTSIDE OF CITIES OR VILLAGES, WHERE A REASONABLE NEXUS BETWEEN  
14 PUBLIC SAFETY AND SUCH REQUEST FOR A CHANGE IN SIGNAGE AND SIGNALS  
15 EXISTS.  
16     S 3. Section 1622 of the vehicle and traffic law is amended by adding  
17 a new subdivision 3 to read as follows:  
18     3. NOTWITHSTANDING ANY OTHER PROVISIONS OF THIS SECTION, IF ANY  
19 REASONABLE NEXUS EXISTS BETWEEN PUBLIC SAFETY AND THE REQUEST BY A COUN-  
20 TY SUPERINTENDENT OF HIGHWAYS OF A COUNTY OR A TOWN BOARD, FOR A CHANGE  
21 IN SPEED LIMIT, THE DEPARTMENT OF TRANSPORTATION SHALL DEFER TO THE  
22 COUNTY SUPERINTENDENT OF HIGHWAYS' OR TOWN BOARD'S REQUEST IN SETTING  
23 THE SPEED LIMIT ON THE COUNTY ROADS AND TOWN HIGHWAYS IN SUCH TOWN OR  
24 TOWNS OUTSIDE OF CITIES OR VILLAGES.  
25     S 4. This act shall take effect immediately.

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

LBD03289-01-9