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

539--A

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. DINOWITZ, PHEFFER, V. LOPEZ, PERRY, MILLMAN -- Multi-Sponsored by -- M. of A. CLARK, COLTON, COOK, CYMBROWITZ, GLICK, MARKEY, McENENY, SCARBOROUGH -- read once and referred to the Committee on Transportation -- recommitted to the Committee on Transportation in accordance with Assembly Rule 3, sec. 2 -- reported and referred to the Committee on Codes -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the vehicle and traffic law, in relation to adjudication of certain parking infractions

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

Section 1. Paragraph (b) of subdivision 2-a of section 238 of the vehicle and traffic law, as added by chapter 224 of the laws of 1995, is amended to read as follows:

(b) [If any] FOR NOTICES OF VIOLATION ISSUED BEFORE SEPTEMBER FIRST, TWO THOUSAND ELEVEN, IF ANY information which is required to be inserted on a notice of violation is omitted from the notice of violation, misdescribed, or illegible, the violation shall be dismissed upon application of the person charged with the violation. FOR NOTICES OF VIOLATION ISSUED ON OR AFTER SEPTEMBER FIRST, TWO THOUSAND ELEVEN, IF ANY INFORMATION WHICH IS REQUIRED TO BE INSERTED ON A NOTICE OF VIOLATION IS OMITTED FROM THE NOTICE OF VIOLATION, MISDESCRIBED, OR ILLEGIBLE, THE HEARING OFFICER SHALL ENTER AN ORDER DISMISSING THE VIOLATION.

S 2. This act shall take effect immediately.

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

LBD02590-02-0