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

6900

2009-2010 Regular Sessions

I N A S S E M B L Y

March 13, 2009

Introduced by M. of A. RABBITT -- read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to authorizing local municipalities to regulate towing companies

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

Section 1. Subdivision (a) of section 1640 of the vehicle and traffic law is amended by adding a new paragraph 23 to read as follows:

23. REGULATE THE TOWING AND PUSHING OF VEHICLES, INCLUDING, BUT NOT LIMITED TO, THE ESTABLISHMENT OF MINIMUM INSURANCE LEVELS FOR THE LICENSING AND REGULATION OF PERSONS ENGAGED IN THE BUSINESS OF TOWING, AND THE FIXING OF MAXIMUM CHARGES TO BE MADE BY SUCH PERSONS FOR THE TOWING AND STORAGE OF VEHICLES. SUCH REGULATION SHALL APPLY TO, BUT IS NOT LIMITED TO, CONSENSUAL AND NON-CONSENSUAL TOWING OF VEHICLES. NON-CONSENSUAL TOWS SHALL INCLUDE, BUT ARE NOT LIMITED TO, ANY TOWS FROM A HIGHWAY, STREET OR ADJACENT AREA REQUIRED BY A LAW ENFORCEMENT OFFICER OR LAW ENFORCEMENT AGENCY WHEN THE ARRANGEMENTS WITH THE TOWING COMPANY ARE MADE BY SUCH OFFICER OR BY SUCH ENFORCEMENT AGENCY, OR ANY TOWS FROM PRIVATE PROPERTY WHEN THE ARRANGEMENTS WITH SUCH TOWING COMPANY ARE NOT MADE BY THE OWNER OR OPERATOR OF THE VEHICLE THAT IS TO BE TOWED.

S 2. This act shall take effect on the ninetieth day after 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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