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

8139

2009-2010 Regular Sessions

I N A S S E M B L Y

May 5, 2009

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

AN ACT to amend the vehicle and traffic law, in relation to permitting drivers of qualified hybrid vehicles to travel in high occupancy vehicle lanes

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

Section 1. The vehicle and traffic law is amended by adding a new section 1229-e to read as follows:

S 1229-E. HIGH OCCUPANCY VEHICLE LANE; QUALIFIED HYBRID VEHICLES. 1. NOTWITHSTANDING ANY OTHER PROVISION OF LAW, ANY OPERATOR OF A QUALIFIED HYBRID VEHICLE SHALL BE PERMITTED TO TRAVEL IN ANY HIGH OCCUPANCY VEHICLE LANE IN THIS STATE REGARDLESS OF WHETHER OR NOT THE OPERATION OF SUCH VEHICLE MEETS THE MINIMUM OCCUPANCY REQUIREMENTS FOR SUCH LANE.

2. FOR PURPOSES OF THIS SECTION THE FOLLOWING TERMS SHALL HAVE THE FOLLOWING MEANINGS:

A. THE TERM "QUALIFIED HYBRID VEHICLE" SHALL HAVE THE SAME MEANING SET FORTH IN SUBPARAGRAPH (B) OF PARAGRAPH THREE OF SUBSECTION (P) OF SECTION SIX HUNDRED SIX OF THE TAX LAW; AND

B. THE TERM "HIGH OCCUPANCY VEHICLE LANE" SHALL MEAN A LANE RESERVED FOR DESIGNATED TYPES OF VEHICLES AND/OR VEHICLES CARRYING A SPECIFIED MINIMUM NUMBER OF OCCUPANTS.

S 2. This act shall take effect immediately.

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

LBD03910-01-9