

2009-2010 Regular Sessions

I N S E N A T E

January 15, 2009

Introduced by Sen. DeFRANCISCO -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation

AN ACT in relation to prohibiting certain trucks with trailers from operating upon a certain portion of public highway in the counties of Onondaga and Cortland

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

1 Section 1. Notwithstanding any other provision of general, special or
2 local law, rule or regulation to the contrary, it shall be unlawful to
3 operate any truck with a trailer forty-eight feet or greater in length
4 upon that part of route 41 or route 41-A located in the counties of
5 Onondaga and Cortland between the intersection of such route and route
6 20 to the north and route 281 to the south absent a local law in each
7 municipality located on that part of route 41 or route 41-A. The
8 provisions of this act shall not prohibit the operation of such truck or
9 trailer combination for local delivery or ingress or egress to or from
10 destinations contained within municipalities.

11 S 2. For the purposes of this act:

12 a. "Trailer" shall mean any vehicle not propelled by its own power
13 drawn on the public highways by a motor vehicle operated thereon, except
14 motorcycle sidecars, vehicles being towed by a non-rigid support and
15 vehicles designed and primarily used for other purposes and only occa-
16 sionally drawn by such a motor vehicle.

17 b. "Truck" shall mean every motor vehicle designed, used, or main-
18 tained primarily for the transportation of property.

19 c. "Motor vehicles" shall mean every vehicle operated or driven upon a
20 public highway which is propelled by any power other than muscular
21 power, except (i) electrically-driven mobility assistance devices oper-
22 ated or driven by a person with a disability, (ii) vehicles which run
23 only upon rails or tracks, or (iii) snowmobiles as defined in article 47
24 of the vehicle and traffic law, and (iv) all terrain vehicles as defined
25 in article 48-B of the vehicle and traffic law.

26 S 3. This act shall take effect immediately.

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

LBD02974-01-9