

1 FIC CONTROL DEVICE IS WARRANTED, THE PARTY OR PARTIES THAT REQUESTED
2 IMPLEMENTATION OF THE TRAFFIC CONTROL DEVICE SHALL BE ENTITLED TO APPLY
3 TO THE COMMISSIONER FOR A REVIEW OF THE FINDINGS WITHIN SIXTY DAYS OF
4 THE DATE OF NOTIFICATION. THE APPEALING PARTY OR PARTIES SHALL BE ENTITLED
5 TO SUBMIT NEW DATA WITH THE APPEAL, WHICH NEW DATA MUST BE CONSIDERED
6 BY THE DEPARTMENT AND ADDRESSED IN A SUPPLEMENTARY REPORT. IF AFTER
7 CONSIDERATION OF ANY NEW DATA, THE DEPARTMENT STILL DETERMINES THAT NO
8 TRAFFIC CONTROL DEVICE IS WARRANTED, THE COMMISSIONER SHALL REFER THE
9 MATTER TO AN INDEPENDENT ADVISORY BOARD TO REVIEW THE DEPARTMENT'S FINDINGS.
10 A COPY OF THE ADVISORY BOARD'S RECOMMENDATIONS SHALL BE PROMPTLY
11 FORWARDED TO THE PARTY OR PARTIES AND TO THE COMMISSIONER. IF THE ADVISORY
12 BOARD'S RECOMMENDATION IS REJECTED BY THE COMMISSIONER, WHOLLY OR
13 IN PART, THE COMMISSIONER SHALL STATE HIS OR HER REASONS FOR SUCH
14 REJECTION IN WRITING.

15 5. THE ADVISORY BOARD SHALL CONSIST OF FIVE MEMBERS. THE MEMBERSHIP OF
16 THE BOARD SHALL CONSIST OF THE DEPUTY MAYOR FOR PUBLIC SAFETY OR HIS OR
17 HER ASSIGNEE, THE POLICE COMMISSIONER OR HIS OR HER ASSIGNEE, ONE PERSON
18 APPOINTED BY THE COMMISSIONER AND TWO RESIDENTS OF THE CITY APPOINTED BY
19 THE NEW YORK CITY COUNCIL. EACH OF THE MEMBERS OF THE ADVISORY BOARD
20 SHALL SERVE DURING THE TERM OF THEIR RESPECTIVE OFFICES OR, IN THE CASE
21 OF AN ASSIGNEE OF SUCH AN OFFICER AND THE MEMBER APPOINTED BY THE
22 COMMISSIONER, AT THE PLEASURE OF SUCH OFFICER AND THE COMMISSIONER OR,
23 IN THE CASE OF AN ASSIGNEE OF THE NEW YORK CITY COUNCIL, FOR A PERIOD OF
24 FOUR YEARS, RESPECTIVELY. NO MEMBER OF THE ADVISORY BOARD SHALL BE
25 DISQUALIFIED FROM HOLDING ANY OTHER PUBLIC OFFICE, NOR SHALL EMPLOYMENT
26 BE FORFEITED BY REASON OF THE MEMBER'S APPOINTMENT HEREUNDER, NOTWITH-
27 STANDING THE PROVISIONS OF ANY GENERAL, SPECIAL OR LOCAL LAW, ORDINANCE,
28 COUNTY OR CITY CHARTER. ALL MEMBERS OF THE ADVISORY BOARD SHALL RECEIVE
29 ACTUAL AND NECESSARY EXPENSES INCURRED IN THE PERFORMANCE OF THEIR
30 DUTIES.

31 6. AFTER COMPLETING A STUDY PURSUANT TO THIS SECTION, THE DEPARTMENT
32 SHALL NOT BE REQUIRED TO COMPLETE ANOTHER STUDY AT THE SAME LOCATION FOR
33 TWELVE MONTHS FOLLOWING SUCH STUDY, UNLESS IT IS DETERMINED BY THE
34 DEPARTMENT THAT TRAFFIC CONDITIONS AT THE LOCATION HAVE CHANGED SIGNIFICANTLY
35 SINCE THE COMPLETION OF SUCH STUDY.

36 S 19-191 COLLECTION OF ACCIDENT DATA. IN PERFORMING A STUDY REQUIRED
37 BY SECTION 19-190 OF THIS SUBCHAPTER, THE DEPARTMENT SHALL COLLECT AND
38 CONSIDER ACCIDENT DATA. IN ADDITION TO INFORMATION RETRIEVED FROM THE
39 STATE POLICE DEPARTMENT ACCIDENT INDEX SYSTEM AND INDIVIDUAL ACCIDENT
40 REPORTS, SUCH ACCIDENT DATA SHALL INCLUDE, BUT SHALL NOT BE LIMITED TO:

41 1. REPORTS OF ACCIDENTS CONTAINED IN AFFIDAVITS SIGNED BY MEMBERS OF
42 THE PUBLIC. A PERSON MAKING A FALSE STATEMENT OR PROVIDING FALSE INFORMATION
43 OF FALSE TESTIMONY IN A REPORT UNDER THIS SECTION SHALL BE
44 SUBJECT TO CRIMINAL PROSECUTION PURSUANT TO ARTICLE ONE HUNDRED SEVENTY-FIVE
45 OR ARTICLE TWO HUNDRED TEN OF THE PENAL LAW.

46 2. TRAFFIC ACCIDENT DATA COLLECTED BY THE STATE DEPARTMENT OF FINANCIAL
47 SERVICES AS A RESULT OF AUTOMOBILE INSURANCE CLAIMS RELATING TO
48 TRAFFIC ACCIDENTS. SUCH DATA, WHICH RELATES TO TRAFFIC ACCIDENTS OCCURRING
49 WITHIN THE CITY, SHALL BE PROVIDED BY THE STATE DEPARTMENT OF FINANCIAL
50 SERVICES, WITH SPECIFIC INFORMATION IDENTIFYING THE LOCATION
51 OF REPORTED ACCIDENTS.

52 S 3. This act shall take effect on the one hundred eightieth day after
53 it shall have become a law.