

1189

2011-2012 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 5, 2011

Introduced by M. of A. GANTT, GABRYSZAK, KELLNER -- read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to increasing the amount of the fine imposed for illegally parking

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

1 Section 1. Subdivision 4 of section 1203-c of the vehicle and traffic
2 law, as amended by chapter 613 of the laws of 2003, is amended to read
3 as follows:
4 4. Except as otherwise provided by local law which imposes a larger
5 maximum fine, any person who stops, stands or parks in spaces clearly
6 marked for use by the handicapped in accordance with this section, with-
7 out a special vehicle identification parking permit, a special municipal
8 parking permit or whose motor vehicle is not registered in accordance
9 with section four hundred four-a of this chapter and being used for the
10 transportation of a handicapped person; or with such permit or registra-
11 tion and such person is not the one to whom the permit or registration
12 was issued or is not transporting the person issued the permit or regis-
13 tration; or any person who parks in a handicapped parking access aisle;
14 shall be subject to a fine of not less than fifty dollars nor more than
15 seventy-five dollars for the first offense and seventy-five to [one] TWO
16 hundred [fifty] dollars for the second offense occurring within a period
17 of two years within the same municipality. The arresting or ticketing
18 officer shall issue a summons to violators of this section. A ticketing
19 officer issuing a summons pursuant to this section may provide for the
20 removal and storage of a motor vehicle illegally parked in a handicapped
21 parking space, or a handicapped parking access aisle.
22 S 2. This act shall take effect on the first of November next succeed-
23 ing the date on which it shall have become a law.

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

LBD03209-01-1