

1184

2011-2012 Regular Sessions

I N S E N A T E

January 5, 2011

Introduced by Sens. PARKER, MAZIARZ -- read twice and ordered printed,
and when printed to be committed to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to requiring
that the five hour pre-licensing course include a motorcycle safety
and awareness component, and that the driver's license examination
include two questions concerning motorcycle safety and awareness

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

1 Section 1. Subparagraph (i) of paragraph (a) of subdivision 4 of
2 section 502 of the vehicle and traffic law, as amended by chapter 387 of
3 the laws of 2010, is amended to read as follows:
4 (i) Upon submission of an application for a driver's license, the
5 applicant shall be required to take and pass a test, or submit evidence
6 of passage of a test, with respect to the laws relating to traffic, the
7 laws relating to driving while ability is impaired and while intoxicat-
8 ed, under the overpowering influence of "Road Rage", or "Work Zone Safe-
9 ty" awareness as defined by the commissioner, the law relating to exer-
10 cising due care to avoid colliding with a parked, stopped or standing
11 authorized emergency vehicle pursuant to section eleven hundred forty-
12 four-a of this chapter, the ability to read and comprehend traffic signs
13 and symbols and such other matters as the commissioner may prescribe,
14 and to satisfactorily complete a course prescribed by the commissioner
15 of not less than four hours and not more than five hours, consisting of
16 classroom driver training, MOTORCYCLE SAFETY AND AWARENESS INSTRUCTION
17 and highway safety instruction or the equivalent thereof. Such test
18 shall include at least seven written questions concerning the effects of
19 consumption of alcohol or drugs on the ability of a person to operate a
20 motor vehicle and the legal and financial consequences resulting from
21 violations of section eleven hundred ninety-two of this chapter, prohib-
22 iting the operation of a motor vehicle while under the influence of
23 alcohol or drugs. Such test shall include one or more written questions

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

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1 concerning the devastating effects of "Road Rage" on the ability of a
2 person to operate a motor vehicle and the legal and financial conse-
3 quences resulting from assaulting, threatening or interfering with the
4 lawful conduct of another person legally using the roadway. Such test
5 shall include one or more questions concerning the potential dangers to
6 persons and equipment resulting from the unsafe operation of a motor
7 vehicle in a work zone. SUCH TEST SHALL INCLUDE AT LEAST TWO WRITTEN
8 QUESTIONS CONCERNING MOTORCYCLE SAFETY AND AWARENESS AND THE POTENTIAL
9 DANGERS TO MOTORCYCLISTS RESULTING FROM THE UNSAFE BEHAVIOR OF A DRIVER
10 OR OPERATION OF A MOTOR VEHICLE SHARING THE ROADWAYS WITH SUCH MOTORCY-
11 CLISTS. Such test may include one or more questions concerning the law
12 for exercising due care to avoid colliding with a parked, stopped or
13 standing authorized emergency vehicle pursuant to section eleven hundred
14 forty-four-a of this chapter. Such test shall be administered by the
15 commissioner. The commissioner shall cause the applicant to take a
16 vision test and a test for color blindness. Upon passage of the vision
17 test, the application may be accepted and the application fee shall be
18 payable.

19 S 2. This act shall take effect immediately.