

2253

2011-2012 Regular Sessions

I N S E N A T E

January 18, 2011

Introduced by Sen. KRUGER -- 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 speed limits on highways passing a school building

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

1 Section 1. Subdivision (a) of section 1620 of the vehicle and traffic
2 law, as amended by chapter 563 of the laws of 2002, is amended to read
3 as follows:
4 (a) The department of transportation with respect to state highways
5 maintained by the state outside of cities having a population in excess
6 of one million, and highways on Indian reservations, may by order, rule
7 or regulation establish higher or lower maximum speed limits at which
8 vehicles may proceed on or along such highways than the fifty-five miles
9 per hour statutory maximum speed limit. No such maximum speed limit
10 shall be established at less than twenty-five miles per hour, except
11 that school speed limits may be established at not less than fifteen
12 miles per hour, for a distance OF not [to exceed one thousand three
13 hundred twenty feet,] MORE THAN SIX HUNDRED FEET PLUS THE WIDTH OF THE
14 SCHOOL BUILDING on a highway passing [a school] SUCH building, entrance
15 or exit of a school abutting on the highway. Absence of signs installed
16 pursuant to this section shall be presumptive evidence that the depart-
17 ment of transportation has not established a higher maximum speed limit
18 than the fifty-five miles per hour statutory limit.
19 S 2. Section 1662-a of the vehicle and traffic law, as amended by
20 chapter 563 of the laws of 2002, is amended to read as follows:
21 S 1662-a. Speed limits in certain towns. The town board of any subur-
22 ban town governed pursuant to article three-A of the town law and the
23 town board of any other town having a population exceeding fifty thou-
24 sand, with respect to highways (which term for the purposes of this
25 section shall include private roads open to public motor vehicle traf-

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

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1 fic) in such towns outside any village, other than state highways main-
2 tained by the state on which the department of transportation shall have
3 established higher or lower speed limits than the statutory fifty-five
4 miles per hour speed limit as provided in section sixteen hundred twenty
5 OF THIS TITLE, or on which the department of transportation shall have
6 designated that such towns shall not establish any maximum speed limit
7 as provided in section sixteen hundred twenty-four OF THIS TITLE,
8 subject to the limitations imposed by section sixteen hundred eighty-
9 four OF THIS TITLE may by local law, ordinance, order, rule or regu-
10 lation establish maximum speed limits at which vehicles may proceed
11 within such towns, within designated areas of such towns or on or along
12 designated highways within such towns lower than the fifty-five miles
13 per hour maximum statutory limit. No such speed limit applicable
14 throughout such towns or within designated areas of such towns shall be
15 established at less than thirty miles per hour, except that in the town
16 of Hempstead speed limits may be established at not less than fifteen
17 miles per hour on any portion of a highway in the community known as
18 Point Lookout; provided, however, that no such speed limit in such town
19 may be established unless a majority of the residents of such community
20 file a petition with the town board of such town requesting such speed
21 limit. No such speed limit applicable on or along designated highways
22 within such towns shall be established at less than twenty-five miles
23 per hour, except that school speed limits may be established at not less
24 than fifteen miles per hour, for a distance OF not [to exceed one thou-
25 sand three hundred twenty feet,] MORE THAN SIX HUNDRED FEET PLUS THE
26 WIDTH OF THE SCHOOL BUILDING on a highway passing [a school] SUCH build-
27 ing, entrance or exit of a school abutting on the highway, and except
28 further that in the town of Hempstead speed limits may be established at
29 not less than fifteen miles per hour on any portion of a highway in the
30 community known as Point Lookout; provided, however, that no such speed
31 limit in such town may be established unless a majority of the residents
32 of such community file a petition with the town board of such town
33 requesting such speed limit.

34 S 3. This act shall take effect immediately.