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I N   S E N A T E

March 14, 2012

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Introduced by Sen. KLEIN -- 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 muni-meter  
receipts

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

1     Section 1. The vehicle and traffic law is amended by adding a new  
2     section 241-b to read as follows:  
3     S 241-B. MUNI-METER RECEIPTS; AFFIRMATIVE DEFENSE. IN ANY PROSECUTION  
4     OR PROCEEDING ALLEGING A MUNI-METER PARKING VIOLATION, IT SHALL BE AN  
5     AFFIRMATIVE DEFENSE TO SUCH VIOLATION, WITH THE BURDEN OF PROOF ON THE  
6     PERSON WHO RECEIVED THE SUMMONS, THAT HE OR SHE DID IN FACT PURCHASE A  
7     MUNI-METER TICKET PRIOR TO OR UP TO FIVE MINUTES THEREAFTER FROM THE  
8     ISSUANCE OF THE SUMMONS AND THAT THE RECEIPT IS VALID FOR USE AT THE  
9     LOCATION WHERE SUCH SUMMONS WAS ISSUED. SUCH DEFENSE SHALL BE DEEMED  
10    ESTABLISHED IF SUCH PERSON PRODUCES THE ACTUAL MUNI-METER RECEIPT OR A  
11    COPY THEREOF AT SUCH PROSECUTION OR PROCEEDING. FOR THE PURPOSES OF THIS  
12    SECTION, "MUNI-METER" SHALL MEAN AN ELECTRONIC PARKING METER THAT  
13    DISPENSES TIMED RECEIPTS THAT MUST BE DISPLAYED IN A CONSPICUOUS PLACE  
14    ON A VEHICLE'S DASHBOARD.  
15    S 2. This act shall take effect immediately.

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

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