S T A T E O F N E W Y O R K

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I N A S S E M B L Y

May 20, 2014

Introduced by M. of A. SEPULVEDA -- read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to the use of photographs taken by school zone speed cameras and bus lane cameras in certain administrative and adjudicatory proceedings

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

Section 1. Subparagraph (ii) of paragraph 3 of subdivision (a) of section 1111-c of the vehicle and traffic law, as added by section 9 of part II of chapter 59 of the laws of 2010, is amended to read as follows:

(ii) a prohibition on the use or dissemination of vehicles' license plate information and other information and images captured by bus lane photo devices except: (A) as required to establish liability under this section or collect payment of penalties; (B) as required by court order; [or] (C) AS REQUESTED BY OTHER AGENCIES OF THE CITY OF NEW YORK FOR USE IN ADMINISTRATIVE OR ADJUDICATORY PROCEEDINGS AGAINST THE VEHICLE'S OWNER OR OPERATOR, WHERE THE IDENTITY OF THE OPERATOR OF THE VEHICLE MAY BE ASCERTAINED THROUGH MEANS OTHER THAN THE IMAGES PRODUCED BY A BUS LANE PHOTO DEVICE; OR (D) as otherwise required by law;

S 2. Subclause 3 of clause (B) of subparagraph (ii) of paragraph 5 of subdivision (a) of section 1180-b of the vehicle and traffic law is renumbered subclause 4 and a new subclause 3 is added to read as follows:

(3) SHALL BE FURNISHED IN RESPONSE TO A REQUEST FROM AN AGENCY OF THE CITY OF NEW YORK FOR USE IN AN ADMINISTRATIVE OR ADJUDICATORY BODY IN ANY ACTION OR PROCEEDING THEREIN AGAINST A VEHICLE'S OWNER OR OPERATOR, WHERE THE IDENTITY OF THE OPERATOR MAY BE ASCERTAINED THROUGH MEANS OTHER THAN THE IMAGES PRODUCED BY A PHOTO SPEED VIOLATION MONITORING SYSTEM; AND

S 3. This act shall take effect immediately, provided, however, that the amendments to sections 1111-c and 1180-b of the vehicle and traffic law made by sections one and two of this act shall not affect the repeal of such sections and shall expire and be deemed repealed therewith.

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

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