

2318--B

Cal. No. 826

2013-2014 Regular Sessions

I N   S E N A T E

January 15, 2013

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Introduced by Sen. DeFRANCISCO -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, passed by Senate and delivered to the Assembly, recalled, vote reconsidered, restored to third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the vehicle and traffic law, in relation to the operation of vehicles when approaching a parked, stopped or standing authorized emergency vehicle

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

1     Section 1. Subdivision (a) of section 1144-a of the vehicle and traf-  
2     fic law, as amended by chapter 458 of the laws of 2011, is amended to  
3     read as follows:  
4     (a) Every operator of a motor vehicle shall exercise due care to avoid  
5     colliding with an authorized emergency vehicle which is parked, stopped  
6     or standing on the shoulder or any portion of such highway and such  
7     authorized emergency vehicle is displaying one or more red or combina-  
8     tion red and white lights pursuant to the provisions of paragraph two of  
9     subdivision forty-one of section three hundred seventy-five of this  
10    chapter OR IS DISPLAYING ONE OR MORE BLUE, COMBINATION BLUE AND RED OR  
11    COMBINATION BLUE, RED AND WHITE LIGHTS PURSUANT TO THE PROVISIONS OF  
12    SUBPARAGRAPH B OF PARAGRAPH FOUR OF SUBDIVISION FORTY-ONE OF SECTION  
13    THREE HUNDRED SEVENTY-FIVE OF THIS CHAPTER. For operators of motor  
14    vehicles on parkways or controlled access highways, such due care shall  
15    include, but not be limited to, moving from a lane which contains or is  
16    immediately adjacent to the shoulder where such authorized emergency  
17    vehicle displaying one or more red, BLUE OR WHITE or ANY combination OF  
18    red and white lights OR BLUE OR COMBINATION BLUE AND RED OR COMBINATION

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

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1 BLUE, RED AND WHITE LIGHTS pursuant to the provisions of paragraph two  
2 OR SUBPARAGRAPH B OF PARAGRAPH FOUR, AS APPLICABLE of subdivision  
3 forty-one of section three hundred seventy-five of this chapter is  
4 parked, stopped or standing to another lane, provided that such movement  
5 otherwise complies with the requirements of this chapter including, but  
6 not limited to, the provisions of sections eleven hundred ten of this  
7 title and eleven hundred twenty-eight of this title.  
8 S 2. This act shall take effect immediately.