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

7891

I N S E N A T E

June 16, 2014

Introduced by COMMITTEE ON RULES -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the vehicle and traffic law, in relation to speed limits; and to provide for notice to community boards regarding the lowering of certain speed limits

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

Section 1. Paragraph 26 of subdivision (a) of section 1642 of the vehicle and traffic law is renumbered paragraph 27 and a new paragraph 26 is added to read as follows:

26. (A) WITH RESPECT TO HIGHWAYS (WHICH TERM FOR THE PURPOSES OF THIS PARAGRAPH SHALL INCLUDE PRIVATE ROADS OPEN TO PUBLIC MOTOR VEHICLE TRAFFIC) IN SUCH CITY, OTHER THAN STATE HIGHWAYS MAINTAINED BY THE STATE ON WHICH THE DEPARTMENT OF TRANSPORTATION SHALL HAVE ESTABLISHED HIGHER OR LOWER SPEED LIMITS THAN THE STATUTORY FIFTY-FIVE MILES PER HOUR SPEED LIMIT AS PROVIDED IN SECTION SIXTEEN HUNDRED TWENTY OF THIS TITLE, OR ON WHICH THE DEPARTMENT OF TRANSPORTATION SHALL HAVE DESIGNATED THAT SUCH CITY SHALL NOT ESTABLISH ANY MAXIMUM SPEED LIMIT AS PROVIDED IN SECTION SIXTEEN HUNDRED TWENTY-FOUR OF THIS TITLE, SUBJECT TO THE LIMITATIONS IMPOSED BY SECTION SIXTEEN HUNDRED EIGHTY-FOUR OF THIS TITLE, OR ON NEW YORK CITY ROUTES AS DEFINED IN SECTION THREE HUNDRED FORTY-NINE-F OF THE HIGHWAY LAW, ESTABLISHMENT OF MAXIMUM SPEED LIMITS AT WHICH VEHICLES MAY PROCEED WITHIN SUCH CITY OR WITHIN DESIGNATED AREAS OF SUCH CITY HIGHER OR LOWER THAN THE FIFTY-FIVE MILES PER HOUR MAXIMUM STATUTORY LIMIT. NO SUCH SPEED LIMIT APPLICABLE THROUGHOUT SUCH CITY OR WITHIN DESIGNATED AREAS OF SUCH CITY SHALL BE ESTABLISHED AT LESS THAN TWENTY-FIVE MILES PER HOUR.

(B) A CITY SHALL NOT LOWER A SPEED LIMIT EXISTING WITHIN SUCH CITY AS OF THE EFFECTIVE DATE OF THIS PARAGRAPH BY FIVE MILES PER HOUR OR MORE UNLESS SUCH CITY PROVIDES WRITTEN NOTICE AND AN OPPORTUNITY TO COMMENT TO THE COMMUNITY BOARD OR COMMUNITY BOARDS ESTABLISHED PURSUANT TO SECTION TWENTY-EIGHT HUNDRED OF THE NEW YORK CITY CHARTER WITH JURISDICTION OVER THE AREA IN WHICH SUCH LOWER SPEED LIMIT SHALL APPLY. SUCH CITY MAY PROVIDE SUCH NOTICE BY ELECTRONIC MAIL AND SHALL PROVIDE SUCH

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

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NOTICE NO LESS THAN SIXTY DAYS PRIOR TO THE ESTABLISHMENT OF SUCH LOWER SPEED LIMIT. SUCH CITY SHALL NOT, UNLESS BY LOCAL LAW, LOWER A SPEED LIMIT EXISTING WITHIN SUCH CITY AS OF THE EFFECTIVE DATE OF THIS PARAGRAPH BY FIVE MILES PER HOUR OR MORE WHERE THE AREA IN WHICH SUCH LOWER SPEED LIMIT SHALL BE ESTABLISHED FALLS WITHIN THE JURISDICTION OF MORE THAN ONE COMMUNITY BOARD.

(C) A CITY ESTABLISHING MAXIMUM SPEED LIMITS BELOW THIRTY MILES PER HOUR PURSUANT TO SUBPARAGRAPH (A) OF THIS PARAGRAPH SHALL SUBMIT A REPORT TO THE GOVERNOR, THE TEMPORARY PRESIDENT OF THE SENATE AND THE SPEAKER OF THE ASSEMBLY ON OR BEFORE MARCH FIRST, TWO THOUSAND FIFTEEN, AND BIANNUALLY THEREAFTER ON THE RESULTS OF USING TRAFFIC CALMING MEASURES AND SPEED LIMITS LOWER THAN TWENTY-FIVE MILES PER HOUR AS AUTHORIZED BY THIS PARAGRAPH. THIS REPORT SHALL ALSO BE MADE AVAILABLE TO THE PUBLIC BY SUCH CITY ON ITS WEBSITE. SUCH REPORT SHALL INCLUDE, BUT NOT BE LIMITED TO THE FOLLOWING:

(I) A DESCRIPTION OF THE DESIGNATED HIGHWAYS WHERE TRAFFIC CALMING MEASURES AND A LOWER SPEED LIMIT WERE ESTABLISHED,

(II) A DESCRIPTION OF THE SPECIFIC TRAFFIC CALMING MEASURES USED AND THE MAXIMUM SPEED LIMIT ESTABLISHED, AND

(III) A COMPARISON OF THE AGGREGATE TYPE, NUMBER, AND SEVERITY OF CRASHES REPORTED ON STREETS ON WHICH TRAFFIC CALMING MEASURES AND LOWER SPEED LIMITS WERE IMPLEMENTED IN THE YEAR PRECEDING THE IMPLEMENTATION OF SUCH TRAFFIC CALMING MEASURES AND SPEED LIMITS AND THE YEAR FOLLOWING THE IMPLEMENTATION OF SUCH TRAFFIC CALMING MEASURES AND SPEED LIMITS, TO THE EXTENT THIS INFORMATION IS MAINTAINED BY ANY AGENCY OF THE STATE OR THE CITY.

S 2. This act shall take effect on the ninetieth day after it shall have become a law.