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

3491--A

2013-2014 Regular Sessions

I N A S S E M B L Y

January 28, 2013

Introduced by M. of A. MAGNARELLI, STEVENSON, COOK, DenDEKKER, FINCH, BARCLAY, MAGEE, BRAUNSTEIN, SKOUFIS, ROBERTS, GUNTHER -- Multi-Sponsored by -- M. of A. CROUCH, GABRYSZAK, GIGLIO, GOODELL, HOOPER, JORDAN, KOLB, McDONALD, OAKS, RAIA, STECK -- read once and referred to the Committee on Transportation -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the vehicle and traffic law, in relation to authorizing limited rear overhang for specialized material delivery vehicles

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

Section 1. Paragraph (g) of subdivision 3 of section 385 of the vehicle and traffic law is relettered paragraph (h) and a new paragraph (g) is added to read as follows:

(G) THE LENGTH OF A SPECIALIZED MATERIAL DELIVERY VEHICLE, INCLUSIVE OF LOAD AND BUMPERS, SHALL NOT BE MORE THAN FORTY FEET PROVIDED, HOWEVER, THAT THE PORTION OF AN ATTACHED BOOM OR FORKLIFT THAT EXTENDS BEYOND THE REAR BUMPER BY NOT MORE THAN FIVE FEET SHALL BE EXCLUDED FROM THE MEASUREMENT OF THE LENGTH OF A SPECIALIZED MATERIAL DELIVERY VEHICLE. FOR THE PURPOSES OF THIS PARAGRAPH, "SPECIALIZED MATERIAL DELIVERY VEHICLE" SHALL MEAN A SINGLE UNIT TRUCK HAVING AN ATTACHED BOOM OR FORKLIFT FOR THE PURPOSE OF HOISTING, SWINGING, LOADING OR UNLOADING MATERIAL FROM SUCH TRUCK. THE PROVISIONS OF THIS PARAGRAPH AUTHORIZING THE EXCLUSION FROM THE MEASUREMENT OF THE LENGTH OF A SPECIALIZED MATERIAL DELIVERY VEHICLE SHALL NOT APPLY UNLESS THE OPERATOR OF SUCH VEHICLE HOLDS A VALID COMMERCIAL DRIVER'S LICENSE AS DEFINED BY SUBDIVISION ONE OF SECTION FIVE HUNDRED ONE-A OF THIS CHAPTER.

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

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

LBD00604-02-3