

7429

2013-2014 Regular Sessions

I N A S S E M B L Y

May 16, 2013

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

AN ACT to authorize the city of Jamestown to establish an administrative tribunal for the adjudication of parking infractions; and to amend the vehicle and traffic law, in relation thereto

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

1 Section 1. The city of Jamestown, acting through its governing body,
2 is hereby authorized to establish an administrative tribunal for the
3 adjudication of parking infractions, subject to the provisions of arti-
4 cle 2-B of the vehicle and traffic law. Hearing examiners for such
5 administrative adjudications in the city of Jamestown shall be appointed
6 by the commissioner of motor vehicles in accordance with paragraph d of
7 subdivision 2 of section 236 of the vehicle and traffic law.

8 S 2. Paragraph d of subdivision 2 of section 236 of the vehicle and
9 traffic law, as amended by chapter 342 of the laws of 1981, is amended
10 to read as follows:

11 d. The commissioner shall appoint hearing examiners who shall preside
12 at hearings for the adjudication of charges of parking violations. Hear-
13 ing examiners shall be appointed and shall serve for such number of
14 sessions as may be determined by the commissioner and shall receive
15 therefor, such remuneration as may be fixed. Such hearing examiners
16 shall not be considered employees of the city in which the administra-
17 tive tribunal has been established. Every hearing examiner shall have
18 been admitted to the practice of law in this state for a period of at
19 least five years, except in cities having a population of one million or
20 more persons AND IN THE CITY OF JAMESTOWN, IN THE COUNTY OF CHAUTAUQUA,
21 where they shall have been admitted to such practice for a period of at
22 least three years. Hearing examiners shall be appointed from a list of
23 eligible candidates who have satisfied the standards established by a
24 duly constituted committee of the bar association of the county in which
25 the city is located or, the association of the bar of that city.

26 S 3. 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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