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

5674

2013-2014 Regular Sessions

I N S E N A T E

June 3, 2013

Introduced by Sen. MARTINS -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to excluding certain amateur radio station operators from provisions of law relating to the use of portable electronic devices while operating a motor vehicle

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

Section 1. Subdivision 3 of section 1225-d of the vehicle and traffic law, as added by chapter 403 of the laws of 2009, is amended to read as follows:

3. Subdivision one of this section shall not apply to (a) the use of a portable electronic device for the sole purpose of communicating with any of the following regarding an emergency situation: an emergency response operator; a hospital; a physician's office or health clinic; an ambulance company or corps; a fire department, district or company; or a police department, (b) any of the following persons while in the performance of their official duties: a police officer or peace officer; a member of a fire department, district or company; or the operator of an authorized emergency vehicle as defined in section one hundred one of this chapter, OR (C) A DRIVER WHO HOLDS AN UNREVOKED AND UNEXPIRED OFFICIAL AMATEUR RADIO STATION LICENSE OR OPERATOR'S LICENSE ISSUED BY THE FEDERAL COMMUNICATIONS COMMISSION OF THE UNITED STATES, USING TWO-WAY OR CITIZENS BAND RADIO SERVICES OR TWO-WAY MOBILE RADIO TRANSMITTER OR RECEIVERS FOR LICENSEES OF THE FEDERAL COMMUNICATIONS COMMISSION IN THE AMATEUR RADIO SERVICE DURING A GOVERNMENTALLY DECLARED EMERGENCY.

S 2. 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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