

2623

2015-2016 Regular Sessions

I N   A S S E M B L Y

January 20, 2015

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Introduced by M. of A. BRENNAN, BENEDETTO, TITONE, SCARBOROUGH, COLTON, WEPRIN -- Multi-Sponsored by -- M. of A. ABBATE, ABINANTI, COOK, CYMBROWITZ, GLICK, GOTTFRIED, MARKEY, MILLER, ROBINSON, THIELE -- read once and referred to the Committee on Local Governments

AN ACT to amend the general municipal law, in relation to prohibiting fees and charges for motorist services provided by a fire or police department

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

- 1     Section 1. The general municipal law is amended by adding a new  
2     section 99-x to read as follows:  
3     S 99-X. FEES AND CHARGES FOR MOTORIST SERVICES PROHIBITED. 1. FOR THE  
4     PURPOSES OF THIS SECTION THE FOLLOWING TERMS SHALL HAVE THE FOLLOWING  
5     MEANINGS:  
6     (A) "MOTORIST" MEANS ANY PERSON WHO OPERATES A MOTOR VEHICLE, AS THAT  
7     TERM IS DEFINED IN SECTION ONE HUNDRED TWENTY-FIVE OF THE VEHICLE AND  
8     TRAFFIC LAW, OR WHO IS AN OWNER OF SUCH VEHICLE, AS DEFINED IN SECTION  
9     ONE HUNDRED TWENTY-EIGHT OF THE VEHICLE AND TRAFFIC LAW.  
10    (B) "MOTORIST SERVICES" MEANS ROADWAY AND ROADSIDE SERVICES PROVIDED  
11    TO MOTORISTS WHEN THEIR MOTOR VEHICLES ARE INVOLVED IN COLLISIONS OR  
12    OTHER MOTOR VEHICLE-RELATED INCIDENTS. SUCH SERVICES INCLUDE, BUT ARE  
13    NOT LIMITED TO: EXTINGUISHMENT OF MOTOR VEHICLE FIRES; SECURING THE  
14    ACCIDENT SCENE; STABILIZING AND SEARCHING THE MOTOR VEHICLE; EVALUATING  
15    MOTORISTS FOR INJURIES; PROVIDING FIRST AID AND ASSISTING AMBULANCE  
16    PERSONNEL; WRITING AN INCIDENT REPORT; AND WASHING OFF OR OTHERWISE  
17    REMOVING DEBRIS FROM THE ROADWAY.  
18    2. NO CITY SHALL IMPOSE A CHARGE OR FEE FOR MOTORIST SERVICES PROVIDED  
19    BY A FIRE DEPARTMENT OR POLICE DEPARTMENT UNDER THE CONTROL OF SUCH  
20    CITY.  
21    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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