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

6048--B

2015-2016 Regular Sessions

I N A S S E M B L Y

March 11, 2015

Introduced by M. of A. MOSLEY, COLTON, ABBATE, PICHARDO, WEPRIN, BROOKKRASNY, WRIGHT, ORTIZ, BENEDETTO, WALKER, RICHARDSON, DAVILA, SEPULVEDA, BICHOTTE, CRESPO, LINARES -- Multi-Sponsored by -- M. of A. BRONSON, DILAN -- read once and referred to the Committee on Transportation -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the vehicle and traffic law, in relation to procedures engaged in by investigating peace or police officers responding to traffic accidents involving a pedestrian or bicyclist and an omnibus

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

Section 1. The vehicle and traffic law is amended by adding a new section 600-a to read as follows:

S 600-A. ACCIDENTS INVOLVING PEDESTRIANS OR BICYCLISTS AND AN OMNIBUS. NOTWITHSTANDING ANY LOCAL LAW, ORDINANCE OR RULE, ANY PEACE OFFICER OR POLICE OFFICER RESPONDING TO THE SCENE OF AN ACCIDENT INVOLVING A COLLISION BETWEEN AN OMNIBUS AND EITHER A PEDESTRIAN OR BICYCLE OPERATOR, WHO IS CONDUCTING AN INVESTIGATION AS TO THE CAUSE FOR SUCH COLLISION AND IS RESPONSIBLE FOR THE COMPLETION OF AN ACCIDENT REPORT REQUIRED BY THIS ARTICLE, SHALL ISSUE A SIMPLIFIED TRAFFIC INFORMATION FOR THE OMNIBUS OPERATOR TO APPEAR IN A COURT HAVING COMPETENT JURISDICTION IF SUCH OFFICER HAS A REASONABLE CAUSE TO BELIEVE THAT A TRAFFIC INFRACTION, OTHER THAN A VIOLATION OF SUBDIVISION ONE OF SECTION ELEVEN HUNDRED NINETY-TWO OF THIS CHAPTER, OR MISDEMEANOR, OTHER THAN A MISDEMEANOR DEFINED BY THIS CHAPTER, HAS BEEN COMMITTED BY THE OMNIBUS OPERATOR. IF THE DRIVER OF THE OMNIBUS IS DULY LICENSED UNDER ARTICLE NINETEEN-A OF THIS CHAPTER, HAS REMAINED AT THE SCENE OF SUCH ACCIDENT AND HAS COOPERATED WITH THE INVESTIGATING OFFICER, THEN SUCH OFFICER SHALL NOT DETAIN OR OTHERWISE PREVENT SUCH OPERATOR FROM LEAVING THE SCENE OF SUCH ACCIDENT AFTER THE OFFICER HAS COMPLETED HIS OR HER IMMEDIATE INVESTIGATION AT THE SCENE OF SUCH ACCIDENT.

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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