

2478--A

2015-2016 Regular Sessions

I N S E N A T E

January 23, 2015

Introduced by Sen. GIANARIS -- read twice and ordered printed, and when printed to be committed 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 interference with a funeral procession

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

1 Section 1. The vehicle and traffic law is amended by adding a new
2 section 1132 to read as follows:
3 S 1132. INTERFERENCE WITH A FUNERAL PROCESSION. (A) THE DRIVER OF A
4 MOTOR VEHICLE SHALL NOT ENTER, DRIVE BETWEEN, OBSTRUCT, HINDER OR IN ANY
5 WAY INTERFERE WITH THE VEHICLES CONSTITUTING A FUNERAL PROCESSION WHILE
6 SUCH VEHICLES ARE IN MOTION UNLESS SUCH MOTOR VEHICLE IS PART OF SUCH
7 PROCESSION, EXCEPT WHEN AUTHORIZED TO DO SO BY A POLICE OFFICER OR WHEN
8 SUCH MOTOR VEHICLE IS AN AUTHORIZED EMERGENCY VEHICLE EXHIBITING A VISI-
9 BLE SIGNAL AND SOUNDING AN AUDIBLE SIGNAL OR WHEN COMPLYING WITH THE
10 PROVISIONS OF SECTION ELEVEN HUNDRED FORTY-FOUR-A OF THIS TITLE.
11 (B) ANY PERSON OPERATING A MOTOR VEHICLE IN VIOLATION OF SUBDIVISION
12 (A) OF THIS SECTION SHALL BE GUILTY OF A TRAFFIC INFRACTION AND SUBJECT
13 TO A FINE OF NOT MORE THAN FIFTY DOLLARS. THE COMMISSIONER SHALL NOT
14 ASSESS ANY POINTS AGAINST THE LICENSE OF A PERSON FOUND TO HAVE VIOLATED
15 THE PROVISIONS OF SUBDIVISION (A) OF THIS SECTION.
16 (C) NO PROVISION OF THIS SECTION SHALL BE DEEMED TO IMPOSE ANY LIABIL-
17 ITY FOR PERSONAL INJURY OR DAMAGES RESULTING FROM A VIOLATION OF THIS
18 SECTION UPON A FUNERAL FIRM OR ANY PERSON LICENSED OR REGISTERED PURSU-
19 ANT TO ARTICLE THIRTY-FOUR OF THE PUBLIC HEALTH LAW, OR ANY EMPLOYEE OR
20 AGENT THEREOF, WHEN SUCH FIRM, PERSON, EMPLOYEE OR AGENT IS ACTING WITH-
21 IN THE SCOPE OF HIS, HER OR ITS DUTIES. HOWEVER, ANY FUNERAL FIRM OR
22 ANY PERSON LICENSED OR REGISTERED PURSUANT TO ARTICLE THIRTY-FOUR OF THE
23 PUBLIC HEALTH LAW, OR ANY EMPLOYEE OR AGENT THEREOF, SHALL AT ALL TIMES

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

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1 OPERATE MOTOR VEHICLES IN COMPLIANCE WITH ALL STANDARDS OF CARE IMPOSED
2 TO PREVENT SUCH INJURIES OR DAMAGES TO PERSONS AND/OR PROPERTY OF ANOTH-
3 ER.
4 S 2. This act shall take effect on the first of September next
5 succeeding the date on which it shall have become a law.