

3420

2015-2016 Regular Sessions

I N   S E N A T E

February 9, 2015

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Introduced by Sen. YOUNG -- read twice and ordered printed, and when printed to be committed 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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