

7213

I N S E N A T E

April 7, 2016

Introduced by Sen. PERALTA -- 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 authorizing the city of New York to install photo speed violation monitoring systems in every school speed zone in such city; and to amend chapter 189 of the laws of 2013 amending the vehicle and traffic law and the public officers law relating to establishing in a city with a population of one million or more a demonstration program implementing speed violation monitoring systems in school speed zones by means of photo devices, in relation to eliminating the expiration and repeal of the provisions thereof

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

1 Section 1. Paragraph 1 of subdivision (a) of section 1180-b of the
2 vehicle and traffic law, as amended by chapter 43 of the laws of 2014,
3 is amended to read as follows:
4 1. Notwithstanding any other provision of law, the city of New York is
5 hereby authorized to establish a demonstration program imposing monetary
6 liability on the owner of a vehicle for failure of an operator thereof
7 to comply with posted maximum speed limits in a school speed zone within
8 the city (i) when a school speed limit is in effect as provided in para-
9 graphs one and two of subdivision (c) of section eleven hundred eighty
10 of this article or (ii) when other speed limits are in effect as
11 provided in subdivision (b), (d), (f) or (g) of section eleven hundred
12 eighty of this article during the following times: (A) on school days
13 during school hours and one hour before and one hour after the school
14 day, and (B) a period during student activities at the school and up to
15 thirty minutes immediately before and up to thirty minutes immediately
16 after such student activities. Such demonstration program shall empower
17 the city to install photo speed violation monitoring systems within [no
18 more than one hundred forty] ALL school speed zones within the city [at
19 any one time] and to operate such systems within such zones (iii) when a
20 school speed limit is in effect as provided in paragraphs one and two of
21 subdivision (c) of section eleven hundred eighty of this article or (iv)

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

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1 when other speed limits are in effect as provided in subdivision (b),
2 (d), (f) or (g) of section eleven hundred eighty of this article during
3 the following times: (A) on school days during school hours and one hour
4 before and one hour after the school day, and (B) a period during
5 student activities at the school and up to thirty minutes immediately
6 before and up to thirty minutes immediately after such student activ-
7 ities. [In selecting a school speed zone in which to install and operate
8 a photo speed violation monitoring system, the city shall consider
9 criteria including, but not limited to the speed data, crash history,
10 and the roadway geometry applicable to such school speed zone.]

11 S 2. Paragraph 1 of subdivision (a) of section 1180-b of the vehicle
12 and traffic law, as added by chapter 189 of the laws of 2013, is amended
13 to read as follows:

14 1. Notwithstanding any other provision of law, the city of New York is
15 hereby authorized to establish a demonstration program imposing monetary
16 liability on the owner of a vehicle for failure of an operator thereof
17 to comply with posted maximum speed limits in a school speed zone within
18 the city (i) when a school speed limit is in effect as provided in para-
19 graphs one and two of subdivision (c) of section eleven hundred eighty
20 of this article or (ii) when other speed limits are in effect as
21 provided in subdivision (b), (d), (f) or (g) of section eleven hundred
22 eighty of this article during the following times: (A) on school days
23 during school hours and one hour before and one hour after the school
24 day, and (B) a period during student activities at the school and up to
25 thirty minutes immediately before and up to thirty minutes immediately
26 after such student activities. Such demonstration program shall empower
27 the city to install photo speed violation monitoring systems within [no
28 more than twenty] ALL school speed zones within the city [at any one
29 time] and to operate such systems within such zones (iii) when a school
30 speed limit is in effect as provided in paragraphs one and two of subdi-
31 vision (c) of section eleven hundred eighty of this article or (iv) when
32 other speed limits are in effect as provided in subdivision (b), (d),
33 (f) or (g) of section eleven hundred eighty of this article during the
34 following times: (A) on school days during school hours and one hour
35 before and one hour after the school day, and (B) a period during
36 student activities at the school and up to thirty minutes immediately
37 before and up to thirty minutes immediately after such student activ-
38 ities. [In selecting a school speed zone in which to install and operate
39 a photo speed violation monitoring system, the city shall consider
40 criteria including, but not limited to the speed data, crash history,
41 and the roadway geometry applicable to such school speed zone.]

42 S 3. The opening paragraph of section 15 of chapter 189 of the laws of
43 2013 amending the vehicle and traffic law and the public officers law
44 relating to establishing in a city with a population of one million or
45 more a demonstration program implementing speed violation monitoring
46 systems in school speed zones by means of photo devices is amended to
47 read as follows:

48 This act shall take effect on the thirtieth day after it shall have
49 become a law [and shall expire 5 years after such effective date when
50 upon such date the provisions of this act shall be deemed repealed];
51 [and] provided [further] that any rules necessary for the implementation
52 of this act on its effective date shall be promulgated on or before such
53 effective date, provided FURTHER that:

54 S 4. This act shall take effect immediately, except that section one
55 of this act shall take effect on the thirtieth day after it shall have
56 become a law; provided that the amendments to paragraph 1 of subdivision

1 (a) of section 1180-b of the vehicle and traffic law, made by section
2 one of this act, shall not affect the expiration and reversion of such
3 paragraph pursuant to section 12 of chapter 43 of the laws of 2014, as
4 amended, when upon such date section two of this act shall take effect.