

4223

2015-2016 Regular Sessions

I N A S S E M B L Y

January 29, 2015

Introduced by M. of A. DenDEKKER, MILLER, MOSLEY, BARRETT, GUNTHER, McDONOUGH, MARKEY, ROBINSON, GALEF, CLARK, CAHILL, MAYER, SIMOTAS, HOOPER -- Multi-Sponsored by -- M. of A. ABBATE, CAMARA, COOK, DUPREY, MOYA, RIVERA -- read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to requiring the removal of accumulated snow and ice from motor vehicles

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 1229-e to read as follows:
3 S 1229-E. REMOVAL OF SNOW AND ICE. (1) THE OPERATOR OF ANY MOTOR VEHI-
4 CLE SHALL REMOVE ANY ACCUMULATED ICE OR SNOW FROM SUCH MOTOR VEHICLE,
5 INCLUDING THE HOOD, TRUNK AND ROOF OF SUCH MOTOR VEHICLE, SO THAT ANY
6 ICE OR SNOW ACCUMULATED ON SUCH VEHICLE DOES NOT POSE A THREAT TO
7 PERSONS OR PROPERTY WHILE THE VEHICLE IS BEING OPERATED ON ANY STREET OR
8 HIGHWAY OF THIS STATE WHERE THE SPEED LIMIT EXCEEDS FORTY MILES PER
9 HOUR. ANY OPERATOR WHO FAILS TO REMOVE ACCUMULATED ICE OR SNOW THAT
10 POSES SUCH A THREAT SHALL BE FINED SEVENTY-FIVE DOLLARS.
11 (2) THIS SECTION SHALL NOT APPLY TO: (A) ANY OPERATOR OF A MOTOR VEHI-
12 CLE DURING A PERIOD OF SNOW, SLEET OR FREEZING RAIN IF SUCH PERIOD BEGAN
13 AND CONTINUED DURING THE PERIOD OF THE MOTOR VEHICLE'S OPERATION; (B)
14 ANY OPERATOR OF A MOTOR VEHICLE DURING THE TIME SUCH VEHICLE IS PARKED;
15 (C) AUTHORIZED EMERGENCY VEHICLES, AS SUCH TERM IS DEFINED IN SECTION
16 ONE HUNDRED ONE OF THIS CHAPTER; OR (D) TO PERSONS WITH A DISABILITY.
17 (3) FOR THE PURPOSES OF THIS SECTION:
18 (A) "MOTOR VEHICLE" SHALL HAVE THE SAME MEANING AS IN SECTION ONE
19 HUNDRED TWENTY-FIVE OF THIS CHAPTER.
20 (B) "ACCUMULATED ICE OR SNOW" SHALL MEAN AT LEAST TWO INCHES OF SNOW
21 OR ONE-HALF INCH OF ICE.
22 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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