

3124--A

Cal. No. 385

2015-2016 Regular Sessions

I N S E N A T E

February 2, 2015

Introduced by Sen. ORTT -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the transportation law, in relation to issuance of temporary authority

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

1 Section 1. Section 153 of the transportation law is amended by adding
2 a new subdivision 9 to read as follows:
3 9. (A) AN APPLICATION FOR TEMPORARY AUTHORITY OR EMERGENCY TEMPORARY
4 AUTHORITY THAT RELATES TO A SPECIFIC EVENT SCHEDULED WITHIN THE STATE
5 MUST BE SUBMITTED TO THE DEPARTMENT AT LEAST NINETY DAYS PRIOR TO THE
6 START OF SUCH SCHEDULED EVENT; PROVIDED HOWEVER, THAT THE DEPARTMENT MAY
7 ALLOW THE SUBMISSION OF SUCH AN APPLICATION AT LEAST THIRTY DAYS PRIOR
8 TO THE START OF A SCHEDULED EVENT SO LONG AS THE SPONSOR OF THE EVENT
9 DEMONSTRATES TO THE SATISFACTION OF THE DEPARTMENT THAT THE DATES OF THE
10 EVENT PRECLUDE THE SPONSOR FROM SUBMITTING THE APPLICATION AT LEAST
11 NINETY DAYS PRIOR TO THE EVENT.
12 (B) WITHIN TWENTY-FOUR HOURS OF RECEIPT OF ANY APPLICATION FOR TEMPO-
13 RARY AUTHORITY OR EMERGENCY TEMPORARY AUTHORITY, THE COMMISSIONER SHALL
14 PROVIDE CONSPICUOUS NOTICE OF SUCH APPLICATION ON THE DEPARTMENT'S
15 WEBSITE AND, IF SUCH APPLICATION RELATES TO A SPECIFIC EVENT SCHEDULED
16 WITHIN THE STATE, MAKE OTHER REASONABLE EFFORTS TO NOTIFY CARRIERS IN
17 THE GEOGRAPHIC AREA OF THE SCHEDULED EVENT OF THE SUBMISSION OF SUCH
18 APPLICATION. THE NOTICE REQUIRED BY THIS SUBDIVISION SHALL INCLUDE, AT A
19 MINIMUM, (I) THE APPLICANT'S NAME AND ADDRESS, (II) THE TYPE OF APPLICA-
20 TION, AND (III) THE ROUTES OR TERRITORY REQUESTED. IF THE APPLICATION IS
21 FOR A SPECIFIC EVENT SCHEDULED WITHIN THE STATE, THEN SUCH NOTICE SHALL
22 ALSO INCLUDE THE NAME OF SUCH EVENT, THE LOCATION AND DATES OF SUCH

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

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1 EVENT, THE SPONSOR OF THE EVENT, AND THE NAME, ADDRESS, PHONE NUMBER AND
2 EMAIL ADDRESS OF THE EVENT SPONSOR OR THE EVENT SPONSOR'S BROKER FOR
3 TRANSPORTATION SERVICES IN CONNECTION WITH SUCH EVENT.

4 S 2. This act shall take effect on the ninetieth day after it shall
5 have become a law; provided however that, effective immediately, the
6 department of transportation is authorized and directed to add, amend
7 and/or repeal any rule or regulation necessary for the implementation of
8 this act on its effective date.