

4494

2015-2016 Regular Sessions

I N   S E N A T E

March 24, 2015

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Introduced by Sens. DILAN, ESPAILLAT -- 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 procedures  
engaged in by investigating peace or police officers responding to  
traffic accidents involving a pedestrian or bicyclist and an omnibus

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

1     Section 1. The vehicle and traffic law is amended by adding a new  
2     section 600-a to read as follows:  
3     S 600-A. ACCIDENTS INVOLVING PEDESTRIANS OR BICYCLISTS AND AN OMNIBUS.  
4     NOTWITHSTANDING ANY LOCAL LAW, ORDINANCE OR RULE, ANY PEACE OFFICER OR  
5     POLICE OFFICER RESPONDING TO THE SCENE OF AN ACCIDENT INVOLVING A COLLI-  
6     SION BETWEEN AN OMNIBUS AND EITHER A PEDESTRIAN OR BICYCLE OPERATOR, WHO  
7     IS CONDUCTING AN INVESTIGATION AS TO THE CAUSE FOR SUCH COLLISION AND IS  
8     RESPONSIBLE FOR THE COMPLETION OF AN ACCIDENT REPORT REQUIRED BY THIS  
9     ARTICLE, SHALL ISSUE AN APPEARANCE TICKET FOR THE OMNIBUS OPERATOR TO  
10    APPEAR IN A COURT HAVING COMPETENT JURISDICTION IF SUCH OFFICER HAS A  
11    REASONABLE CAUSE TO BELIEVE THAT A TRAFFIC INFRACTION OR MISDEMEANOR HAS  
12    BEEN COMMITTED BY THE OMNIBUS OPERATOR. IF THE DRIVER OF THE OMNIBUS IS  
13    DULY LICENSED UNDER ARTICLE NINETEEN-A OF THIS CHAPTER, HAS REMAINED AT  
14    THE SCENE OF SUCH ACCIDENT AND HAS COOPERATED WITH THE INVESTIGATING  
15    OFFICER, THEN SUCH OFFICER SHALL NOT DETAIN OR OTHERWISE PREVENT SUCH  
16    OPERATOR FROM LEAVING THE SCENE OF SUCH ACCIDENT AFTER THE OFFICER HAS  
17    COMPLETED HIS OR HER IMMEDIATE INVESTIGATION AT THE SCENE OF SUCH ACCI-  
18    DENT.  
19    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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