

5046--A

2015-2016 Regular Sessions

I N S E N A T E

April 29, 2015

Introduced by Sen. AVELLA -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the vehicle and traffic law, in relation to prohibiting any municipality from collecting a fine, penalty or forfeiture when the charge of a violation of the vehicle and traffic law is dismissed

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 1804 to read as follows:
3 S 1804. PROHIBITION OF IMPOSITION AND COLLECTION OF A FINE, PENALTY,
4 FORFEITURE, FEE OR SURCHARGE. NOTWITHSTANDING ANY INCONSISTENT
5 PROVISION OF ANY GENERAL, SPECIAL OR LOCAL LAW, ORDINANCE, ORDER, RULE,
6 REGULATION OR ADMINISTRATIVE CODE TO THE CONTRARY, A MUNICIPALITY MAY
7 ONLY IMPOSE A FINE, PENALTY, FORFEITURE, OR ANY OTHER FEE OR SURCHARGE
8 AGAINST A PERSON CHARGED WITH A VIOLATION OF THIS CHAPTER OR ANY LOCAL
9 LAW, ORDINANCE, ORDER, RULE, REGULATION OR ADMINISTRATIVE CODE ADOPTED
10 PURSUANT TO THIS CHAPTER OF SUCH PERSON IS CONVICTED OF OR FOUND LIABLE
11 FOR SUCH CHARGE.
12 S 2. This act shall take effect on the one hundred twentieth day after
13 it shall have become a law.

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

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