

# STATE OF NEW YORK

3160

2017-2018 Regular Sessions

## IN SENATE

January 20, 2017

Introduced by Sen. GIANARIS -- 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 interference with a funeral procession

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 1132 to read as follows:

3 § 1132. Interference with a funeral procession. (a) The driver of a  
4 motor vehicle shall not enter, drive between, obstruct, hinder or in any  
5 way interfere with the vehicles constituting a funeral procession while  
6 such vehicles are in motion unless such motor vehicle is part of such  
7 procession, except when authorized to do so by a police officer or when  
8 such motor vehicle is an authorized emergency vehicle exhibiting a visi-  
9 ble signal and sounding an audible signal or when complying with the  
10 provisions of section eleven hundred forty-four-a of this title.

11 (b) Any person operating a motor vehicle in violation of subdivision  
12 (a) of this section shall be guilty of a traffic infraction and subject  
13 to a fine of not more than fifty dollars. The commissioner shall not  
14 assess any points against the license of a person found to have violated  
15 the provisions of subdivision (a) of this section.

16 (c) No provision of this section shall be deemed to impose any liabil-  
17 ity for personal injury or damages resulting from a violation of this  
18 section upon a funeral firm or any person licensed or registered pursu-  
19 ant to article thirty-four of the public health law, or any employee or  
20 agent thereof, when such firm, person, employee or agent is acting with-  
21 in the scope of his, her or its duties. However, any funeral firm or  
22 any person licensed or registered pursuant to article thirty-four of the  
23 public health law, or any employee or agent thereof, shall at all times  
24 operate motor vehicles in compliance with all standards of care imposed

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

LBD04538-01-7

1 to prevent such injuries or damages to persons and/or property of anoth-  
2 er.

3 § 2. This act shall take effect on the first of September next  
4 succeeding the date on which it shall have become a law.