

STATE OF NEW YORK

478--B

Cal. No. 390

2017-2018 Regular Sessions

IN SENATE

(Prefiled)

January 4, 2017

Introduced by Sen. PERALTA -- read twice and ordered printed, and when printed to be committed to the Committee on Cities -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- 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 administrative code of the city of New York, in relation to directing the department of transportation of the city of New York to study and report on its current and planned efforts to educate pedestrians and drivers relating to being distracted while using a mobile device; and providing for the repeal of such provisions upon expiration thereof

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. The administrative code of the city of New York is amended
2 by adding a new section 19-197 to read as follows:

3 § 19-197 Department report on distracted pedestrians. The department
4 shall study and produce a report regarding its current and planned
5 efforts to educate pedestrians and drivers of:

6 1. the dangers inherent in acting as a pedestrian while distracted by
7 texting, or other uses of a mobile device; and

8 2. the necessity of operators of motor vehicles to exercise care in
9 watching for pedestrians who are distracted by texting, or other uses of
10 a mobile device, regardless of whether a pedestrian is utilizing a
11 defined street crossing.

12 Such study and report shall detail the department's communications, on
13 a citywide basis, that educate pedestrians about the dangers of using a
14 mobile device while traversing an intersection, and the dangers of using
15 a mobile device while being near or in a street and shall provide an
16 analysis of the effectiveness of such communications. The report shall

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

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1 further provide recommendations relative to preventing future motor
2 vehicle crashes involving pedestrians who are utilizing a mobile device.
3 The department shall submit its report to the governor, the temporary
4 president of the senate, the speaker of the assembly, the mayor and the
5 speaker of the city council.

6 § 2. This act shall take effect immediately and shall expire and be
7 deemed repealed following the submission of the report required pursuant
8 to section 19-197 of the administrative code of the city of New York, as
9 added by section one of this act; provided that the department of trans-
10 portation of the city of New York shall notify the legislative bill
11 drafting commission upon the submission of the report required by
12 section 19-197 of the administrative code of the city of New York, as
13 added by section one of this act, in order that the commission may main-
14 tain an accurate and timely effective data base of the official text of
15 the laws of the state of New York in furtherance of effectuating the
16 provisions of section 44 of the legislative law and section 70-b of the
17 public officers law.