

STATE OF NEW YORK

6746--A

Cal. No. 766

2017-2018 Regular Sessions

IN SENATE

June 15, 2017

Introduced by Sen. HELMING -- read twice and ordered printed, and when printed to be committed to the Committee on Rules -- recommitted to the Committee on Transportation in accordance with Senate Rule 6, sec. 8 -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, passed by Senate and delivered to the Assembly, recalled, vote reconsidered, restored to third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the vehicle and traffic law, in relation to slow moving vehicles

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

1 Section 1. Subdivision 36 of section 375 of the vehicle and traffic
2 law, as added by chapter 322 of the laws of 1969, paragraph (b) as
3 amended by chapter 350 of the laws of 2008, is amended to read as
4 follows:

5 36. (a) (i) The slow-moving vehicle emblem as developed by the Ameri-
6 can Society of Agricultural and Biological Engineers shall be recognized
7 as the official state slow moving vehicle emblem. The commissioner of
8 motor vehicles shall adopt standards and specifications for design,
9 creation and use, in conformance with those recommendations of the Amer-
10 ican Society of Agricultural and Biological Engineers for the size,
11 design and mounting of said slow-moving vehicle emblem.

12 (ii) The commissioner shall adopt standards and specifications for
13 design, creation and use, in conformance with those recommendations of
14 the American Society of Agricultural and Biological Engineers standard
15 which meets the criteria of the American National Standards
16 Institute/American Society for Testing and Materials S584 for the size,
17 design and mounting of a speed identification symbol. A speed identifi-
18 cation symbol shall indicate the maximum speed in miles per hour at
19 which the unit of farm machinery, implement of husbandry and other

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

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1 machinery including road construction and maintenance machinery to which
2 it is mounted is designed by its manufacturer to operate.

3 (b) (i) Farm machinery and implements of husbandry and other machinery
4 including road construction and maintenance machinery designed to oper-
5 ate at twenty-five miles per hour or less, traveling on a public highway
6 during day or night, whether self-propelled or used in combination,
7 shall each separately display a slow-moving vehicle emblem as specified
8 in paragraph (a) of this subdivision.

9 (ii) (A) Farm machinery and implements of husbandry and other machin-
10 ery including road construction and maintenance machinery designed to
11 operate at a speed greater than twenty-five miles per hour but less than
12 forty miles per hour, traveling on a public highway during day or night,
13 whether self-propelled or used in combination, shall each separately
14 display a slow-moving vehicle emblem and a speed identification symbol
15 as specified in paragraph (a) of this subdivision.

16 (B) If an agricultural tractor that is designed by its manufacturer to
17 operate at a speed greater than twenty-five miles per hour but not
18 greater than forty miles per hour is being operated on a street or high-
19 way at a speed greater than twenty-five miles per hour but less than
20 forty miles per hour and is towing, pulling, or otherwise drawing a unit
21 of farm machinery, the unit of farm machinery shall display a slow-mov-
22 ing vehicle emblem and a speed identification symbol that is the same as
23 the speed identification symbol that is displayed on the agricultural
24 tractor.

25 (C) When an agricultural tractor is designed by its manufacturer to
26 operate at a speed greater than twenty-five miles per hour but less than
27 forty miles per hour is being operated on a street or highway at a speed
28 greater than twenty-five miles per hour, the operator shall possess some
29 documentation published or provided by the manufacturer indicating the
30 maximum speed in miles per hour at which the manufacturer designed the
31 agricultural tractor to operate.

32 (c) The use of such emblem and symbol shall be in addition to any
33 lighting devices, flags or other equipment required by law. Such emblem
34 and symbol shall be used only on farm machinery and implements of
35 husbandry on road construction and maintenance machinery, and on such
36 other vehicles, machinery and equipment as may be specified in regu-
37 lations issued by the commissioner. All use shall be in accordance with
38 such regulations. Use of such emblem as a clearance marker or on
39 stationary objects on the highways is prohibited.

40 § 2. This act shall take effect on the one hundred eightieth day after
41 it shall have become a law. Effective immediately, the addition, amend-
42 ment and/or repeal of any rule or regulation necessary for the implemen-
43 tation of this act on its effective date are authorized to be made and
44 completed on or before such effective date.