

STATE OF NEW YORK

4795--A

2017-2018 Regular Sessions

IN ASSEMBLY

February 3, 2017

Introduced by M. of A. ABINANTI -- read once and referred 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 and the public officers law, in relation to authorizing political subdivisions and commuter railroads to establish demonstration programs, implementing railroad grade crossing monitoring systems by means of photo devices

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 1170-a to read as follows:

3 § 1170-a. Owner liability for failure of operator to obey signal indi-
4 cating approach of train. (a) 1. Notwithstanding any other provision of
5 law, any political subdivision is hereby authorized and empowered to
6 adopt and amend a local law, ordinance or resolution establishing a
7 demonstration program imposing monetary liability on the owner of a
8 vehicle for failure of an operator thereof to comply with section eleven
9 hundred seventy of this article. Such demonstration program shall
10 empower a political subdivision to install and operate railroad grade
11 crossing photo violation-monitoring devices at any railroad sign or
12 signal within its jurisdiction. The cost of such photo violation-moni-
13 toring devices may be borne by the political subdivision, a commuter
14 railroad operating within the political subdivision, or a combination of
15 both such political subdivision and commuter railroad pursuant to a
16 memorandum of understanding.

17 2. Such demonstration program shall utilize necessary technologies to
18 ensure, to the extent practicable, that photographs produced by such
19 railroad grade crossing photo violation-monitoring systems shall not
20 include images that identify the driver, the passengers or the contents
21 of the vehicle. Provided, however, that no notice of liability issued
22 pursuant to this section shall be dismissed solely because a photograph

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

LBD02329-05-7

1 or photographs allow for the identification of the contents of a vehi-
2 cle, provided that such political subdivision has made a reasonable
3 effort to comply with the provisions of this paragraph.

4 (b) Within the jurisdiction of any such political subdivision which
5 has adopted a local law, ordinance or resolution pursuant to subdivision
6 (a) of this section, the owner of a vehicle shall be liable for a penal-
7 ty imposed pursuant to this section if such vehicle was used or operated
8 with the permission of the owner, express or implied, in violation of
9 section eleven hundred seventy of this article, and such violation is
10 evidenced by information obtained from a railroad grade crossing photo
11 violation-monitoring system; provided, however, that no owner of a vehi-
12 cle shall be liable for a penalty imposed pursuant to this section where
13 the operator of such vehicle has been convicted of the underlying
14 violation of section eleven hundred seventy of this article.

15 (c) For purposes of this section, the following terms shall have the
16 following meanings:

17 1. "Owner" shall have the meaning provided in article two-B of this
18 chapter.

19 2. "Railroad grade crossing photo violation-monitoring system" shall
20 mean a vehicle sensor installed to work in conjunction with a railroad
21 sign or signal which automatically produces two or more photographs, two
22 or more microphotographs, a videotape or other recorded images of each
23 vehicle at the time it is used or operated in violation of section elev-
24 en hundred seventy of this article.

25 3. "Political subdivision" shall mean a county, city, town or village
26 located within the metropolitan commuter transportation district, as
27 defined in section twelve hundred sixty-two of the public authorities
28 law.

29 4. "Commuter railroad" shall mean a railroad owned and operated by the
30 metropolitan transportation authority, located within the metropolitan
31 commuter transportation district, as defined in section twelve hundred
32 sixty-two of the public authorities law.

33 (d) A certificate, sworn to or affirmed by a technician employed by
34 the commuter railroad or by the political subdivision in which the
35 charged violation occurred, or a facsimile thereof, based upon
36 inspection of photographs, microphotographs, videotape or other recorded
37 images produced by a railroad grade crossing photo violation-monitoring
38 system, shall be prima facie evidence of the facts contained therein.
39 Any photographs, microphotographs, videotape or other recorded images
40 evidencing such a violation shall be available for inspection in any
41 proceeding to adjudicate the liability for such violation pursuant to a
42 local law, ordinance or resolution adopted pursuant to this section.

43 (e) An owner liable for a violation of section eleven hundred seventy
44 of this article pursuant to a local law, ordinance or resolution adopted
45 pursuant to this section shall be liable for monetary penalties in
46 accordance with a schedule of fines and penalties to be established in
47 such local law, ordinance or resolution. The liability of the owner
48 pursuant to this section shall not exceed two hundred fifty dollars for
49 each violation; provided, however, that an adjudicating authority may
50 provide for an additional penalty of not in excess of fifty dollars for
51 each violation for the failure to respond to a notice of liability with-
52 in the prescribed period of time.

53 (f) An imposition of liability under a local law, ordinance or resol-
54 ution adopted pursuant to this section shall not be deemed a conviction
55 as an operator and shall not be made part of the operating record of the

1 person upon whom such liability is imposed nor shall it be used for
2 insurance purposes in the provision of motor vehicle insurance coverage.

3 (g) 1. A notice of liability shall be sent by first class mail to each
4 person alleged to be liable as an owner for a violation of section elev-
5 en hundred seventy of this article pursuant to this section. Personal
6 delivery on the owner shall not be required. A manual or automatic
7 record of mailing prepared in the ordinary course of business shall be
8 prima facie evidence of the facts contained therein.

9 2. A notice of liability shall contain the name and address of the
10 person alleged to be liable as an owner for a violation of section elev-
11 en hundred seventy of this article pursuant to this section, the regis-
12 tration number of the vehicle involved in such violation, the location
13 where such violation took place, the date and time of such violation and
14 the identification number of the camera which recorded the violation or
15 other document locator number.

16 3. The notice of liability shall contain information advising the
17 person charged of the manner and the time in which he or she may contest
18 the liability alleged in the notice. Such notice of liability shall also
19 contain a warning to advise the person charged that failure to contest
20 in the manner and time provided shall be deemed an admission of liabil-
21 ity and that a default judgment may be entered thereon.

22 4. The notice of liability shall be prepared and mailed by the poli-
23 tical subdivision, or by any other entity authorized by such political
24 subdivision to prepare and mail such notification of violation.

25 (h) Adjudication of the liability imposed upon owners by this section
26 shall be by the court having jurisdiction over traffic infractions,
27 except that if such political subdivision has established an administra-
28 tive tribunal to hear and determine complaints of traffic infractions
29 constituting parking, standing or stopping violations such political
30 subdivision may, by local law, authorize such adjudication by such
31 tribunal.

32 (i) If an owner receives a notice of liability pursuant to this
33 section for any time period during which the vehicle was reported to a
34 law enforcement agency as having been stolen, it shall be a valid
35 defense to an allegation of liability for a violation of section eleven
36 hundred seventy of this article pursuant to this section that the vehi-
37 cle had been reported to the police as stolen prior to the time the
38 violation occurred and had not been recovered by such time. For purposes
39 of asserting the defense provided by this subdivision it shall be suffi-
40 cient that a certified copy of a police report on the stolen vehicle be
41 sent by first class mail to the court having jurisdiction or parking
42 violations bureau.

43 (j) 1. In such political subdivision where the adjudication of liabil-
44 ity imposed upon owners pursuant to this section is by a court having
45 jurisdiction, an owner who is a lessor of a vehicle to which a notice of
46 liability was issued pursuant to subdivision (g) of this section shall
47 not be liable for the violation of section eleven hundred seventy of
48 this article, provided that he or she sends to the court having juris-
49 isdiction a copy of the rental, lease or other such contract document
50 covering such vehicle on the date of the violation, with the name and
51 address of the lessee clearly legible, within thirty-seven days after
52 receiving notice from the court of the date and time of such violation,
53 together with the other information contained in the original notice of
54 liability. Failure to send such information within such thirty-seven
55 day time period shall render the owner liable for the penalty prescribed
56 by this section. Where the lessor complies with the provisions of this

1 paragraph, the lessee of such vehicle on the date of such violation
2 shall be deemed to be the owner of such vehicle for purposes of this
3 section, shall be subject to liability for the violation of section
4 eleven hundred seventy of this article pursuant to this section and
5 shall be sent a notice of liability pursuant to subdivision (g) of this
6 section.

7 2. (I) In any political subdivision which has authorized the adjudi-
8 cation of liability imposed upon owners by this section by a parking
9 violations bureau, an owner who is a lessor of a vehicle to which a
10 notice of liability was issued pursuant to subdivision (g) of this
11 section shall not be liable for the violation of section eleven hundred
12 seventy of this article, provided that:

13 (A) prior to the violation, the lessor has filed with the bureau in
14 accordance with the provisions of section two hundred thirty-nine of
15 this chapter; and

16 (B) within thirty-seven days after receiving notice from the bureau of
17 the date and time of a liability, together with the other information
18 contained in the original notice of liability, the lessor submits to the
19 bureau the correct name and address of the lessee of the vehicle identi-
20 fied in the notice of liability at the time of such violation, together
21 with such other additional information contained in the rental, lease or
22 other contract document, as may be reasonably required by the bureau
23 pursuant to regulations that may be promulgated for such purpose.

24 (II) Failure to comply with clause (B) of subparagraph (I) of this
25 paragraph shall render the owner liable for the penalty prescribed in
26 this section.

27 (III) Where the lessor complies with the provisions of this paragraph,
28 the lessee of such vehicle on the date of such violation shall be deemed
29 to be the owner of such vehicle for purposes of this section, shall be
30 subject to liability for such violation pursuant to this section and
31 shall be sent a notice of liability pursuant to subdivision (g) of this
32 section.

33 (k) 1. If the owner liable for a violation of section eleven hundred
34 seventy of this article pursuant to this section was not the operator of
35 the vehicle at the time of the violation, the owner may maintain an
36 action for indemnification against the operator.

37 2. Notwithstanding any other provision of this section, no owner of a
38 vehicle shall be subject to a monetary fine imposed pursuant to this
39 section if the operator of such vehicle was operating such vehicle with-
40 out the consent of the owner at the time such operator failed to comply
41 with section eleven hundred seventy of this article. For purposes of
42 this subdivision there shall be a presumption that the operator of such
43 vehicle was operating such vehicle with the consent of the owner at the
44 time such operator failed to comply with section eleven hundred seventy
45 of this article.

46 (l) Nothing in this section shall be construed to limit the liability
47 of an operator of a vehicle for any violation of section eleven hundred
48 seventy of this article.

49 (m) In any such political subdivision which adopts a demonstration
50 program pursuant to subdivision (a) of this section, such political
51 subdivision shall submit an annual report on the results of the use of a
52 railroad grade crossing photo violation-monitoring system to the gover-
53 nor, the temporary president of the senate and the speaker of the assem-
54 bly on or before June first, two thousand nineteen and on the same date
55 in each succeeding year in which the demonstration program is operable.
56 Such report shall include, but not be limited to:

1 1. a description of the locations where railroad grade crossing photo
2 violation-monitoring systems were used;

3 2. the aggregate number, type and severity of accidents reported at
4 intersections where a railroad grade crossing photo violation-monitoring
5 system is used for the year preceding the installation of such system,
6 to the extent the information is maintained by the department;

7 3. the aggregate number, type and severity of accidents reported at
8 intersections where a railroad grade crossing photo violation-monitoring
9 system is used, to the extent the information is maintained by the
10 department;

11 4. the number of violations recorded at each intersection where a
12 railroad grade crossing photo violation-monitoring system is used and in
13 the aggregate on a daily, weekly and monthly basis;

14 5. the total number of notices of liability issued for violations
15 recorded by such systems;

16 6. the number of fines and total amount of fines paid after first
17 notice of liability issued for violations recorded by such systems;

18 7. the number of violations adjudicated and results of such adjudi-
19 cations including breakdowns of dispositions made for violations
20 recorded by such systems;

21 8. the total amount of revenue realized by such political subdivision
22 from such adjudications;

23 9. expenses incurred by such political subdivision in connection with
24 the program; and

25 10. quality of the adjudication process and its results.

26 (n) It shall be an affirmative defense to any prosecution for a
27 violation of section eleven hundred seventy of this article pursuant to
28 a local law or ordinance adopted pursuant to this section that there is
29 verified evidence that the railroad signal indications were malfunction-
30 ing at the time of the alleged violation.

31 § 2. The vehicle and traffic law is amended by adding a new section
32 1633 to read as follows:

33 § 1633. Railroad grade crossing enforcement; demonstration program.

34 (a) 1. Notwithstanding any other provision of law to the contrary, the
35 Long Island Rail Road and the Metro-North Commuter Railroad (hereinafter
36 referred to in this section as "commuter railroads", are hereby author-
37 ized and empowered to implement a demonstration program imposing mone-
38 tary liability on the owner of a vehicle for failure of an operator
39 thereof to comply with section eleven hundred seventy of this chapter.
40 Such demonstration program shall empower the commuter railroads to
41 install and operate railroad grade crossing photo violation-monitoring
42 devices at any railroad sign or signal within their respective jurisdic-
43 tions. A violation of section eleven hundred seventy of this chapter
44 recorded pursuant to the provisions of this section shall be deemed a
45 traffic infraction, and adjudication of such traffic infraction against
46 the owner shall be in accordance with the provisions of this chapter.

47 2. Such demonstration program shall utilize necessary technologies to
48 ensure, to the extent practicable, that photographs produced by such
49 railroad grade crossing photo violation-monitoring systems shall not
50 include images that identify the driver, the passengers or the contents
51 of the vehicle. Provided, however, that no notice of liability issued
52 pursuant to this section shall be dismissed solely because a photograph
53 or photographs allow for the identification of the contents of a vehi-
54 cle, provided that the commuter railroad has made a reasonable effort to
55 comply with the provisions of this paragraph.

1 (b) Within the jurisdiction of any such commuter railroad pursuant to
2 subdivision (a) of this section, and subject to the adjudicatory process
3 of the appropriate political subdivision, the owner of a vehicle shall
4 be liable for a penalty imposed pursuant to this section if such vehicle
5 was used or operated with the permission of the owner, express or
6 implied, in violation of section eleven hundred seventy of this chapter,
7 and such violation is evidenced by information obtained from a railroad
8 grade crossing photo violation-monitoring system; provided, however,
9 that no owner of a vehicle shall be liable for a penalty imposed pursu-
10 ant to this section where the operator of such vehicle has been
11 convicted of the underlying violation of section eleven hundred seventy
12 of this chapter.

13 (c) For purposes of this section, the following terms shall have the
14 following meanings:

15 1. "Owner" shall have the meaning provided in article two-B of this
16 chapter.

17 2. "Railroad grade crossing photo violation-monitoring system" shall
18 mean a vehicle sensor installed to work in conjunction with a railroad
19 sign or signal which automatically produces two or more photographs, two
20 or more microphotographs, a videotape or other recorded images of each
21 vehicle at the time it is used or operated in violation of section elev-
22 en hundred seventy of this chapter.

23 3. "Political subdivision" shall mean a county, city, town or village
24 located in the metropolitan commuter transportation district, as defined
25 in section twelve hundred sixty-two of the public authorities law.

26 (d) A certificate, sworn to or affirmed by a technician employed by
27 the commuter railroad where the charged violation occurred, or a facsim-
28 ile thereof, based upon inspection of photographs, microphotographs,
29 videotape or other recorded images produced by a railroad grade crossing
30 photo violation-monitoring system, shall be prima facie evidence of the
31 facts contained therein. Any photographs, microphotographs, videotape or
32 other recorded images evidencing such a violation shall be available for
33 inspection in any proceeding to adjudicate the liability for such
34 violation pursuant to law.

35 (e) An owner liable for a violation of section eleven hundred seventy
36 of this chapter pursuant to a railroad grade crossing demonstration
37 project adopted pursuant to this section shall be liable for monetary
38 penalties not to exceed two hundred fifty dollars for each violation;
39 provided, however, that an adjudicating authority may provide for an
40 additional penalty of not in excess of fifty dollars for each violation
41 for the failure to respond to a notice of liability within the
42 prescribed period of time.

43 (f) An imposition of liability pursuant to this section shall not be
44 deemed a conviction as an operator and shall not be made part of the
45 operating record of the person upon whom such liability is imposed nor
46 shall it be used for insurance purposes in the provision of motor vehi-
47 cle insurance coverage.

48 (g) 1. A notice of liability shall be sent by first class mail to each
49 person alleged to be liable as an owner for a violation of section elev-
50 en hundred seventy of this chapter pursuant to this section. Personal
51 delivery on the owner shall not be required. A manual or automatic
52 record of mailing prepared in the ordinary course of business shall be
53 prima facie evidence of the facts contained therein.

54 2. A notice of liability shall contain the name and address of the
55 person alleged to be liable as an owner for a violation of section elev-
56 en hundred seventy of this chapter pursuant to this section, the regis-

1 tration number of the vehicle involved in such violation, the location
2 where such violation took place, the date and time of such violation and
3 the identification number of the camera which recorded the violation or
4 other document locator number.

5 3. The notice of liability shall contain information advising the
6 person charged of the manner and the time in which he or she may contest
7 the liability alleged in the notice. Such notice of liability shall also
8 contain a warning to advise the person charged that failure to contest
9 in the manner and time provided shall be deemed an admission of liabil-
10 ity and that a default judgment may be entered thereon.

11 4. The notice of liability shall be prepared and mailed by the commu-
12 ter railroad, or by any other entity authorized by such commuter rail-
13 road to prepare and mail such notification of violation.

14 (h) Adjudication of the liability imposed upon owners by this section
15 shall be by the court having jurisdiction over traffic infractions,
16 except that if a political subdivision has established an administrative
17 tribunal to hear and determine complaints of traffic infractions consti-
18 tuting parking, standing or stopping violations such political subdivi-
19 sion may, by local law, authorize such adjudication by such tribunal.

20 (i) If an owner receives a notice of liability pursuant to this
21 section for any time period during which the vehicle was reported to a
22 law enforcement agency as having been stolen, it shall be a valid
23 defense to an allegation of liability for a violation of section eleven
24 hundred seventy of this chapter pursuant to this section that the vehi-
25 cle had been reported to the police as stolen prior to the time the
26 violation occurred and had not been recovered by such time. For purposes
27 of asserting the defense provided by this subdivision it shall be suffi-
28 cient that a certified copy of a police report on the stolen vehicle be
29 sent by first class mail to the court having jurisdiction or parking
30 violations bureau.

31 (j) 1. In any political subdivision where the adjudication of liabil-
32 ity imposed upon owners pursuant to this section is by a court having
33 jurisdiction, an owner who is a lessor of a vehicle to which a notice of
34 liability was issued pursuant to subdivision (g) of this section shall
35 not be liable for the violation of section eleven hundred seventy of
36 this chapter, provided that he or she sends to the court having juris-
37 isdiction a copy of the rental, lease or other such contract document
38 covering such vehicle on the date of the violation, with the name and
39 address of the lessee clearly legible, within thirty-seven days after
40 receiving notice from the court of the date and time of such violation,
41 together with the other information contained in the original notice of
42 liability. Failure to send such information within such thirty-seven day
43 time period shall render the owner liable for the penalty prescribed by
44 this section. Where the lessor complies with the provisions of this
45 paragraph, the lessee of such vehicle on the date of such violation
46 shall be deemed to be the owner of such vehicle for purposes of this
47 section, shall be subject to liability for the violation of section
48 eleven hundred seventy of this chapter pursuant to this section and
49 shall be sent a notice of liability pursuant to subdivision (g) of this
50 section.

51 2. (I) In any political subdivision which has authorized the adjudi-
52 cation of liability imposed upon owners by this section by a parking
53 violations bureau, an owner who is a lessor of a vehicle to which a
54 notice of liability was issued pursuant to subdivision (g) of this
55 section shall not be liable for the violation of section eleven hundred
56 seventy of this chapter, provided that:

1 (A) prior to the violation, the lessor has filed with the bureau in
2 accordance with the provisions of section two hundred thirty-nine of
3 this chapter; and

4 (B) within thirty-seven days after receiving notice from the bureau of
5 the date and time of a liability, together with the other information
6 contained in the original notice of liability, the lessor submits to the
7 bureau the correct name and address of the lessee of the vehicle identi-
8 fied in the notice of liability at the time of such violation, together
9 with such other additional information contained in the rental, lease or
10 other contract document, as may be reasonably required by the bureau
11 pursuant to regulations that may be promulgated for such purpose.

12 (II) Failure to comply with clause (B) of subparagraph (I) of this
13 paragraph shall render the owner liable for the penalty prescribed in
14 this section.

15 (III) Where the lessor complies with the provisions of this paragraph,
16 the lessee of such vehicle on the date of such violation shall be deemed
17 to be the owner of such vehicle for purposes of this section, shall be
18 subject to liability for such violation pursuant to this section and
19 shall be sent a notice of liability pursuant to subdivision (g) of this
20 section.

21 (k) 1. If the owner liable for a violation of section eleven hundred
22 seventy of this chapter pursuant to this section was not the operator of
23 the vehicle at the time of the violation, the owner may maintain an
24 action for indemnification against the operator.

25 2. Notwithstanding any other provision of this section, no owner of a
26 vehicle shall be subject to a monetary fine imposed pursuant to this
27 section if the operator of such vehicle was operating such vehicle with-
28 out the consent of the owner at the time such operator failed to obey a
29 railroad sign or signal indicating the approach of a train. For purposes
30 of this subdivision there shall be a presumption that the operator of
31 such vehicle was operating such vehicle with the consent of the owner at
32 the time such operator failed to obey a railroad sign or signal indicat-
33 ing the approach of a train.

34 (l) Nothing in this section shall be construed to limit the liability
35 of an operator of a vehicle for any violation of section eleven hundred
36 seventy of this chapter.

37 (m) Where a commuter railroad adopts a demonstration program pursuant
38 to subdivision (a) of this section, such railroad shall submit an annual
39 report on the results of the use of a railroad grade crossing photo
40 violation-monitoring system to the governor, the temporary president of
41 the senate and the speaker of the assembly on or before June first, two
42 thousand seventeen and on the same date in each succeeding year in which
43 the demonstration program is operable. Such report shall include, but
44 not be limited to:

45 1. a description of the locations where railroad grade crossing photo
46 violation-monitoring systems were used;

47 2. the aggregate number, type and severity of accidents reported at
48 intersections where a railroad grade crossing photo violation-monitoring
49 system is used for the year preceding the installation of such system,
50 to the extent the information is maintained by the department;

51 3. the aggregate number, type and severity of accidents reported at
52 intersections where a railroad grade crossing photo violation-monitoring
53 system is used, to the extent the information is maintained by the
54 department;

1 4. the number of violations recorded at each intersection where a
2 railroad grade crossing photo violation-monitoring system is used and in
3 the aggregate on a daily, weekly and monthly basis;

4 5. the total number of notices of liability issued for violations
5 recorded by such systems;

6 6. the number of fines and total amount of fines paid after first
7 notice of liability issued for violations recorded by such systems;

8 7. the number of violations adjudicated and results of such adjudi-
9 cations including breakdowns of dispositions made for violations
10 recorded by such systems;

11 8. the total amount of revenue realized by all applicable political
12 subdivisions from such adjudications;

13 9. expenses incurred by such the commuter railroad in connection with
14 the program; and

15 10. quality of the adjudication process and its results.

16 (n) It shall be an affirmative defense to any prosecution for a
17 violation of section eleven hundred seventy of this chapter pursuant to
18 a local law or ordinance adopted pursuant to this section that there is
19 verified evidence that the railroad signal indications were malfunction-
20 ing at the time of the alleged violation.

21 § 3. The opening paragraph of subdivision 1 of section 1803 of the
22 vehicle and traffic law, as amended by chapter 385 of the laws of 1999,
23 is amended to read as follows:

24 Except as otherwise provided in subdivision five of section two
25 hundred twenty-seven [~~of this chapter and as provided in section~~] and
26 sections eleven hundred ninety-seven and sixteen hundred thirty-three of
27 this chapter, section ninety of the state finance law, and sections
28 fourteen-f and one hundred forty of the transportation law, all fines
29 and penalties collected under a sentence or judgment of conviction of a
30 violation of this chapter or of any act relating to the use of highways
31 by motor vehicles or trailers, now in force or hereafter enacted, shall
32 be distributed in the following manner:

33 § 4. Section 1803 of the vehicle and traffic law is amended by adding
34 a new subdivision 10 to read as follows:

35 10. Where a commuter railroad establishes a railroad grade-crossing
36 demonstration program pursuant to section sixteen hundred thirty-three
37 of this chapter, all fines, penalties and forfeitures collected pursuant
38 to such section shall be paid to the city, village, town or suburban
39 town having jurisdiction of the railroad grade crossing.

40 § 5. Subdivision 2 of section 87 of the public officers law is amended
41 by adding a new paragraph (p) to read as follows:

42 (p) are photographs, microphotographs, videotape or other recorded
43 images prepared under the authority of section eleven hundred seventy-a
44 or sixteen hundred thirty-three of the vehicle and traffic law.

45 § 6. This act shall take effect on the thirtieth day after it shall
46 have become a law.