STATE OF NEW YORK

6451--A

2017-2018 Regular Sessions

IN ASSEMBLY

March 7, 2017

Introduced by M. of A. DenDEKKER, D'URSO, ORTIZ, RIVERA, MOSLEY, BLAKE, GOTTFRIED, RAIA, MURRAY, GLICK, LAVINE, COOK, ERRIGO, LAWRENCE -- Multi-Sponsored by -- M. of A. CROUCH, GALEF -- read once and referred to the Committee on Transportation -- recommitted to the Committee on Transportation in accordance with Assembly Rule 3, sec. 2 -- 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 additional penalties for failure to comply with traffic-control indications

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

Section 1. The vehicle and traffic law is amended by adding a new section 1118 to read as follows:

§ 1118. Additional penalties for failure to comply with a traffic-control signal. Notwithstanding any provision of law or any local law or ordinance to the contrary:

(a) Suspension of registration for multiple violations. The registration of a vehicle which has been documented by a traffic-control signal photo violation-monitoring system for failure of an operator thereof to comply with traffic-control indications pursuant to this article shall be suspended for a period of six months commencing five days after the notice of liability for the violation triggering such suspension has been mailed when such vehicle has been documented:

1. a minimum of five times, with occurrences in a minimum of five separate months within a twelve month period; or

2. a total of twenty times or more, within a twelve month period.

(b) Additional surcharge for multiple violations. An owner of a vehicle which has been documented by a traffic-control signal photo violation-monitoring system for failure of an operator thereof to comply with traffic-control indications pursuant to this article shall be subject to an additional surcharge for a subsequent violation occurring in a subse-

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

LBD10386-02-8

quent month from the initial violation. Such surcharge shall be fifty dollars for the second violation, seventy-five dollars for the third violation, one hundred dollars for the fourth violation, five hundred dollars for the fifth violation and one thousand dollars for the sixth and each subsequent violation.

(c) For purposes of this section, "owner" shall have the meaning provided in article two-B of this chapter. For purposes of this section, "traffic-control signal photo violation-monitoring system" shall mean a vehicle sensor installed to work in conjunction with a traffic-control signal which automatically produces two or more photographs, two or more microphotographs, a videotape or other recorded images of each vehicle at the time it is used or operated in violation of subdivision (d) of section eleven hundred eleven of this article.

(d) This section shall not apply to a rental vehicle, as defined in section one hundred thirty-seven-a of this chapter.

§ 2. This act shall take effect immediately.