STATE OF NEW YORK

9832

IN ASSEMBLY

February 14, 2018

Introduced by M. of A. ARROYO -- read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to rear passenger seat belts

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

Section 1. The opening paragraph of subdivision 1, subdivision 3 and subdivision 9 of section 1229-c of the vehicle and traffic law, the opening paragraph of subdivision 1 as amended by chapter 18 of the laws of 2005, subdivision 3 as added by chapter 365 of the laws of 1984 and subdivision 9 as amended by chapter 340 of the laws of 2017, are amended to read as follows:

No person shall operate a motor vehicle**, other than taxis, liveries and buses** in this state unless:

3. No person shall operate a motor vehicle unless such person is restrained by a safety belt approved by the commissioner. No person sixteen years of age or over shall be a passenger in the front **or back** seat of a motor vehicle unless such person is restrained by a safety belt approved by the commissioner.

9. [~~Notwithstanding the provisions of subdivision four of this section, the provisions of this~~] **This** section shall [~~not~~] apply to buses [~~other than school buses~~] **with the exception of transit buses as defined in section one hundred eight-a of this chapter** and the provisions of subdivisions one, two, three and three-a of this section shall [~~not~~] apply to taxis and liveries. **Under this subdivision, any penalties for an unrestrained back seat passenger shall be the responsibility of such passengers that are ages eighteen or older; for those passengers that are seventeen and younger, such penalty shall be the responsibility of his or her parent or guardian.**

§ 2. The opening paragraph of subdivision 1 of section 1229-c of the vehicle and traffic law, as amended by chapter 393 of the laws of 2017, is amended to read as follows:

No person shall operate a motor vehicle**, other than taxis, liveries and buses** in this state unless:

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

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§ 3. The vehicle and traffic law is amended by adding a new section 108-a to read as follows:

§ 108-a. Transit bus. A motor vehicle as defined under section one hundred four of this article intended to accommodate standing passengers, traveling short distances on a fixed route making frequent stops.

§ 4. This act shall take effect immediately; provided however that section two of this act shall take effect on the same date and in the same manner as chapter 393 of the laws of 2017, takes effect.