

# STATE OF NEW YORK

1261

2017-2018 Regular Sessions

## IN SENATE

January 6, 2017

Introduced by Sen. MARCELLINO -- read twice and ordered printed, and  
when printed to be committed to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to the use of  
mobile phones and portable electronic devices while driving

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

1 Section 1. Subdivision 1 of section 1225-c of the vehicle and traffic  
2 law is amended by adding a new paragraph (j) to read as follows:

3 (j) "While such vehicle is in motion" shall mean:

4 (i) any time a motor vehicle is moving;

5 (ii) any time a motor vehicle is stopped at a traffic light, stop  
6 sign, railroad crossing or any other traffic control device requiring a  
7 motor vehicle to stop; or

8 (iii) any time a motor vehicle is stopped because of heavy traffic  
9 congestion of a traffic jam.

10 § 2. Subdivision 2 of section 1225-d of the vehicle and traffic law is  
11 amended by adding a new paragraph (e) to read as follows:

12 (e) "While such vehicle is in motion" shall mean:

13 (i) any time a motor vehicle is moving;

14 (ii) any time a motor vehicle is stopped at a traffic light, stop  
15 sign, railroad crossing or any other traffic control device requiring a  
16 motor vehicle to stop; or

17 (iii) any time a motor vehicle is stopped because of heavy traffic  
18 congestion of a traffic jam.

19 § 3. This act shall take effect on the sixtieth day after it shall  
20 have become a law.

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

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