

# STATE OF NEW YORK

3048

2019-2020 Regular Sessions

## IN SENATE

February 1, 2019

Introduced by Sen. SANDERS -- 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 authorizing an increase in the maximum speed limit for travel on certain roadways

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

1 Section 1. Section 1180-a of the vehicle and traffic law, as amended  
2 by chapter 464 of the laws of 2003, is amended to read as follows:

3 § 1180-a. Maximum speed limits. 1. Notwithstanding any other provision  
4 of law, no city, village, town, county, public authority, division,  
5 office or department of the state shall maintain or create (a) any speed  
6 limit in excess of fifty-five miles per hour on any road, highway, park-  
7 way or bridge or (b) any speed limit on any other portion of a public  
8 highway, which is not uniformly applicable to all types of motor vehi-  
9 cles using such portion of highway, if on November first, nineteen  
10 hundred seventy-three, such portion of highway had a speed limit which  
11 was uniformly applicable to all types of motor vehicles using it;  
12 provided however, a lower speed limit may be established for any vehicle  
13 operating under a special permit because of any weight or dimension of  
14 such vehicle, including any load thereon, and (c) provided further,  
15 paragraph (b) of this subdivision shall not apply to any portion of a  
16 highway during such time that the condition of the highway, weather, an  
17 accident, or other condition creates a temporary hazard to the safety of  
18 traffic on such portion of a highway. However, the commissioner of the  
19 department of transportation may establish a maximum speed limit [~~of not~~  
20 ~~more than sixty-five miles per hour~~] on any state roadway which meets  
21 department criteria for such maximum speed in accordance with the  
22 following guidelines: (i) seventy-five miles per hour on any interstate  
23 highway; (ii) sixty-five miles per hour for all or part of highways that  
24 are designated by the department, have at least four lanes of traffic,  
25 and have a separation between the roadways moving in opposite

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

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1 directions; and (iii) fifty-five miles per hour for all other highways,  
2 roads, and streets.

3 1-a. Any county, through an ordinance or resolution passed by its  
4 governing body, may adopt ordinances setting a maximum speed limit on  
5 highways, roads, and streets that is lower than the limits established  
6 by this section.

7 2. Notwithstanding the provisions of paragraphs (a) and (b) of subdi-  
8 vision one of this section, upon The Governor Thomas E. Dewey Thruway as  
9 such term is defined in section three hundred fifty-six of the public  
10 authorities law, the New York state thruway authority may establish a  
11 maximum speed limit of not more than [~~sixty-five~~ seventy-five] miles per  
12 hour provided that such maximum allowable speed limit is established in  
13 accordance with all applicable rules and regulations.

14 3. Notwithstanding the provisions of paragraphs (a) and (b) of subdi-  
15 vision one of this section, upon (a) the southern tier expressway from a  
16 point east of the town of Lowman, in the county of Chemung, thence  
17 generally westerly to the Pennsylvania border and from the Chemung  
18 interchange to New York touring route twenty-six, (b) interstate route  
19 eighty-one from the Pennsylvania border in Broome county to the inter-  
20 change with New York state touring route twelve in Jefferson county, (c)  
21 the Adirondack northway portion of interstate route eighty-seven from  
22 the interchange with Crescent Road in Saratoga county to the province of  
23 Quebec, (d) interstate route eighty-eight from the interchange with New  
24 York state touring route three hundred sixty-nine in Broome county to  
25 the interchange with interstate route ninety in Schenectady county, (e)  
26 interstate route three hundred ninety, known as the Genesee Expressway,  
27 from the interchange with the southern tier expressway in Steuben county  
28 to the interchange with interstate route four hundred ninety in Monroe  
29 county, (f) interstate route four hundred ninety from interstate ninety  
30 exit forty-five in Ontario county to the city of Rochester in Monroe  
31 county and from interstate ninety exit forty-seven in Genesee county to  
32 the city of Rochester in Monroe county, (g) interstate route five  
33 hundred ninety from the interchange with interstate route three hundred  
34 ninety in Monroe county to the interchange with interstate route four  
35 hundred ninety in Monroe county, (h) route seventeen from the inter-  
36 change with New York touring route three hundred ninety-four to the  
37 Pennsylvania border, (i) interstate route four hundred eighty-one from  
38 the southerly interchange with interstate route eighty-one in Onondaga  
39 county to the northerly interchange with interstate route eighty-one in  
40 Onondaga county, (j) New York state touring route four hundred eighty-  
41 one from the northerly interchange with interstate route eighty-one in  
42 Onondaga county to the city of Fulton in Oswego county, (k) interstate  
43 ninety from exit eight, in the county of Rensselaer, thence generally  
44 easterly to the interchange with the Berkshire section of The Governor  
45 Thomas E. Dewey Thruway, (l) interstate route six hundred ninety, from  
46 the city of Syracuse and town of Geddes border, thence generally wester-  
47 ly to the interchange with the New York state thruway, (m) New York  
48 state touring route six hundred ninety, from the interchange with the  
49 New York state thruway, thence generally westerly to its intersection  
50 with New York state touring route forty-eight in the town of Lysander,  
51 (n) New York state touring route six hundred ninety-five, from the  
52 interchange with interstate route six hundred ninety approximately 2.3  
53 miles to the interchange with New York state touring route five, (o) New  
54 York state touring route five from the interchange with New York state  
55 touring route six hundred ninety-five approximately 5.0 miles to the  
56 interchange with New York state touring route one hundred seventy-four

1 in the town of Camillus, and (p) route five hundred thirty-one from the  
2 interchange with interstate route four hundred ninety in Monroe county  
3 to the interchange with route thirty-six in Monroe county, and (q)  
4 United States route two hundred nineteen, from the interchange with  
5 Armor Duelles Road in the town of Orchard Park, thence generally south-  
6 erly to the interchange with New York state route thirty-nine in the  
7 town of Concord, the commissioner of the department of transportation  
8 may establish a maximum speed limit of not more than [~~sixty-five~~] seven-  
9 ty-five miles per hour provided that such maximum allowable speed limit  
10 is established in accordance with all applicable rules and regulations.  
11 § 2. This act shall take effect on the first of September next  
12 succeeding the date on which it shall have become a law.