

STATE OF NEW YORK

6604--A

2019-2020 Regular Sessions

IN SENATE

June 18, 2019

Introduced by Sens. SANDERS, PARKER -- read twice and ordered printed, and when printed to be committed to the Committee on Rules -- recommitted to the Committee on Transportation in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the vehicle and traffic law and the transportation law, in relation to motor carriers of stretch limousines

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

1 Section 1. Section 509-d of the vehicle and traffic law is amended by
2 adding a new subdivision 5-a to read as follows:

3 (5-a) Every motor carrier shall furnish the department, beginning no
4 later than July first, two thousand twenty-one and annually thereafter,
5 a list of each altered motor vehicle commonly referred to as a "stretch
6 limousine", if any, designed to carry ten or more passengers in addition
7 to the driver that such motor carrier operates pursuant to operating
8 authority issued by the commissioner of transportation, including the
9 vehicle identification number and registration number of each such
10 altered motor vehicle, and a list of all drivers such motor carrier
11 employs who drive such altered motor vehicles and whether such driver is
12 qualified or has been disqualified to operate such altered motor vehicle
13 pursuant to this article.

14 § 2. Subdivision 1 of section 509-m of the vehicle and traffic law, as
15 added by chapter 675 of the laws of 1985, is amended to read as follows:

16 1. At least once every three years, review the bus driver files of
17 each motor carrier, provided, however, that the commissioner may review
18 such bus driver files at his discretion at any other time during regular
19 business hours. Provided, however, that the commissioner shall review
20 at least annually the bus driver files of each driver employed by a
21 motor carrier who operates an altered motor vehicle commonly referred to
22 as a "stretch limousine" designed to carry ten or more passengers in

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

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1 addition to the driver pursuant to operating authority issued by the
2 commissioner of transportation, and annually verify whether each such
3 driver holds a valid driver's license valid for the operation of such
4 altered motor vehicle.

5 § 3. Section 509-m of the vehicle and traffic law is amended by adding
6 a new subdivision 8 to read as follows:

7 8. Maintain and annually update its website to provide information
8 with regard to each motor carrier that operates altered motor vehicles
9 commonly referred to as "stretch limousines" designed to carry ten or
10 more passengers in addition to the driver pursuant to operating authori-
11 ty issued by the commissioner of transportation that includes the motor
12 carrier's name, location and region of operation including place of
13 address, whether such motor carrier is in compliance with this article
14 as required by section five hundred nine-j of this article in relation
15 to the operation of such altered motor vehicles, the number and nature
16 of violations of this article resulting in convictions of such motor
17 carrier in relation to the operation of such altered motor vehicles, the
18 number of miles traveled by such altered motor vehicles operated by such
19 motor carrier in the preceding twelve months, and, with respect to driv-
20 ers employed by such motor carrier operating such altered motor vehi-
21 cles, the total number so employed, the number holding valid licenses
22 which are valid for the operation of such altered motor vehicles, the
23 number which lack licenses valid for such operation, the number disqual-
24 ified from operating such altered motor vehicles, the number of
25 convictions and accidents involving any such driver employed by such
26 motor carrier during the preceding twelve months, and the number of
27 convictions and accidents per ten thousand miles traveled. The commis-
28 sioner shall provide comparable data on such altered motor vehicles
29 designed to carry nine or more passengers including the driver to the
30 extent such information is maintained or made available to the depart-
31 ment.

32 § 4. Subdivision 9 of section 138 of the transportation law, as added
33 by section 16 of part III of chapter 59 of the laws of 2019, is amended
34 to read as follows:

35 9. To maintain and annually update its website to provide information
36 with regard to each bus operator or motor carrier under subparagraphs
37 (ii) and (vi) of paragraph a of subdivision two of section one hundred
38 forty of this [~~chapter~~] article requiring department operating authority
39 that includes the bus operator's or motor carrier's name, number of
40 inspections, number of out of service orders, operator identification
41 number, location and region of operation including place of address,
42 percentile to which [~~a~~] an operator or motor carrier falls with respect
43 to out of service defects, the number or percentage of out of service
44 defects where pursuant to the commissioner's regulations no inspection
45 certificate shall be issued until the defect is repaired and a re-in-
46 spection is conducted, and the number of serious physical injury or
47 fatal crashes involving a for-hire vehicle requiring operating authority
48 pursuant to this article.

49 § 5. This act shall take effect on the one hundred eightieth day after
50 it shall have become a law. Effective immediately, the addition, amend-
51 ment and/or repeal of any rule or regulation necessary for the implemen-
52 tation of this act on its effective date are authorized to be made and
53 completed on or before such effective date.