

# STATE OF NEW YORK

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2155

2021-2022 Regular Sessions

## IN SENATE

January 20, 2021

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Introduced by Sen. ORTT -- 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 school speed limits

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

1 Section 1. Subdivision (a) of section 1620 of the vehicle and traffic  
2 law, as amended by chapter 563 of the laws of 2002, is amended to read  
3 as follows:

4 (a) The department of transportation with respect to state highways  
5 maintained by the state outside of cities having a population in excess  
6 of one million, and highways on Indian reservations, may by order, rule  
7 or regulation establish higher or lower maximum speed limits at which  
8 vehicles may proceed on or along such highways than the fifty-five miles  
9 per hour statutory maximum speed limit. No such maximum speed limit  
10 shall be established at less than twenty-five miles per hour, except  
11 that school speed limits may be established at not less than fifteen  
12 miles per hour by the department of transportation or by the legislative  
13 body of any county or, if so delegated by such county legislative body,  
14 by the legislative body of any municipality located within said county,  
15 for a distance not to exceed one thousand three hundred twenty feet, on  
16 a highway passing a school building, entrance or exit of a school abut-  
17 ting on the highway. Absence of signs installed pursuant to this section  
18 shall be presumptive evidence that the department of transportation has  
19 not established a higher maximum speed limit than the fifty-five miles  
20 per hour statutory limit.

21 § 2. Subdivision 1 of section 1622 of the vehicle and traffic law, as  
22 amended by chapter 563 of the laws of 2002, is amended to read as  
23 follows:

24 1. Establish maximum speed limits at which vehicles may proceed on or  
25 along such highways higher or lower than the fifty-five miles per hour

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

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1 statutory maximum speed limit. No such limit shall be established at  
2 less than twenty-five miles per hour, except that school speed limits  
3 may be established at not less than fifteen miles per hour by the  
4 department of transportation or by the legislative body of any county  
5 or, if so delegated by such county legislative body, by the legislative  
6 body of any municipality located within said county, for a distance not  
7 to exceed one thousand three hundred twenty feet, on a highway passing a  
8 school building, entrance or exit of a school abutting on the highway.

9 § 3. This act shall take effect on the first of November next succeed-  
10 ing the date on which it shall have become a law.