STATE OF NEW YORK

7353

2021-2022 Regular Sessions

IN SENATE

August 27, 2021

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

AN ACT to amend the vehicle and traffic law, in relation to the secondary enforcement of certain motor vehicle equipment violations

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

Section 1. Subparagraph (i) of paragraph (b) of subdivision 1 of section 375 of the vehicle and traffic law, as amended by chapter 624 of the laws of 2005, is amended to read as follows:

(i) The use or placing of posters or stickers on windshields or rear windows of motor vehicles other than those authorized by the commissioner, is hereby prohibited. **Notwithstanding any other provision of law, a summons for operating a motor vehicle in violation of this subparagraph shall only be issued when there is reasonable cause to believe that the person operating such motor vehicle has committed a violation of the laws of this state other than a violation of this subparagraph.**

(i-a) The attaching to windshields and windshield wipers of handbills and other forms of advertisements, is hereby prohibited.

§ 2. Subdivision 30 of section 375 of the vehicle and traffic law is amended to read as follows:

30. It shall be unlawful for any person to operate a motor vehicle with any object placed or hung in or upon the vehicle, except required or permitted equipment of the vehicle, in such a manner as to obstruct or interfere with the view of the operator through the windshield, or to prevent him from having a clear and full view of the road and condition of traffic behind such vehicle. **Notwithstanding any other provision of law, a summons for operating a motor vehicle in violation of this subdivision shall only be issued when there is reasonable cause to believe that the person operating such motor vehicle has committed a violation of the laws of this state other than a violation of this subdivision.**

§ 3. This act shall take effect immediately.

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

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