

# STATE OF NEW YORK

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5170

2021-2022 Regular Sessions

## IN ASSEMBLY

February 11, 2021

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Introduced by M. of A. ABINANTI -- read once and referred to the Committee on Transportation

AN ACT to require the department of transportation to determine which entrances to parkways in the county of Westchester are most frequently accessed by oversized commercial vehicles and to install certain barriers to prevent such vehicles from accessing such entrances

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

1 Section 1. The New York state department of transportation is hereby  
2 authorized and directed, within one hundred twenty days of the enactment  
3 of this act, to study and determine which entrances to special parkways  
4 in the county of Westchester are most frequently accessed by commercial  
5 motor vehicles and, within one year of making such determination, to  
6 install physical barriers to prevent or otherwise hinder such commercial  
7 motor vehicles from accessing such special parkway entrances.

8 2. The commissioner of transportation may request, and is authorized  
9 to receive, from any department, division, board, bureau, commission or  
10 other agency of the state or any state public authority such information  
11 and data as will enable the department of transportation to properly  
12 conduct its study and make its determination. Such information and data  
13 received by the department of transportation shall be subject to the  
14 same requirements for confidentiality and limitations on use, if any, as  
15 are applicable to the use of such information and data by the depart-  
16 ment, division, board, bureau, commission or other agency of the state  
17 or state public authority which provided such information and data.

18 3. For the purposes of this act, the following terms shall have the  
19 following meanings:

20 (a) "commercial motor vehicle" shall have the same meaning as such  
21 term is defined in subdivision 4 of section 501-a of the vehicle and  
22 traffic law, provided that such vehicle is also of a height that exceeds  
23 the clearance of bridges located on such special parkways; and

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

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1 (b) "special parkways" shall mean the roadways within the county of  
2 Westchester designated and set forth in section 70 of the transportation  
3 law.  
4 § 2. This act shall take effect immediately.