STATE OF NEW YORK

1271--B

Cal. No. 235

2021-2022 Regular Sessions

IN SENATE

January 8, 2021

Introduced by Sens. BROOKS, ADDABBO, GAUGHRAN, REICHLIN-MELNICK -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation -- recommitted to the Committee on Transportation in accordance with Senate Rule 6, sec. 8 -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, passed by Senate and delivered to the Assembly, recalled, vote reconsidered, restored to third reading, amended and ordered reprinted, retaining its place in the order of third reading -- repassed by Senate and delivered to the Assembly, recalled, vote reconsidered, restored to third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the vehicle and traffic law, in relation to increasing the fines for dumping snow or plowing onto handicapped parking places

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

Section 1. Section 1203-e of the vehicle and traffic law, as amended by chapter 65 of the laws of 1996, is amended to read as follows:

§ 1203-e. Dumping **or plowing** snow onto parking places for handicapped prohibited. [~~Any~~] **1. Except as otherwise provided in subdivision two of this section, any** person who knowingly dumps or shovels snow onto a parking place for handicapped persons rendering such place unusable for parking purposes shall be subject to a fine of twenty-five dollars for the first offense and a fine not to exceed one hundred dollars for every offense thereafter. However, a local or municipal government may, by local law or ordinance, establish fines higher than those established in this [~~section~~] **subdivision**, but in no instance shall the fines exceed fifty dollars for the first offense or two hundred dollars for the second or subsequent offense.

2. Notwithstanding the provisions of subdivision one of this section, any firm, corporation, partnership or association engaged in the conduct of any business, trade or commerce or in the furnishing of any service

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

LBD03506-07-2

in this state who knowingly dumps, shovels or plows snow onto a parking place for handicapped persons rendering such place unusable for parking purposes shall be subject to a fine of one hundred twenty-five dollars for the first offense and a fine not to exceed two hundred fifty dollars for every offense thereafter. However, a local or municipal government may, by local law or ordinance, establish fines higher than those established in this subdivision, but in no instance shall the fines exceed two hundred fifty dollars for the first offense or four hundred fifty dollars for the second or subsequent offense.

§ 2. This act shall take effect on the ninetieth day after it shall have become a law, and shall apply to violations committed on and after such date.