

# STATE OF NEW YORK

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5060--A

Cal. No. 639

2021-2022 Regular Sessions

## IN SENATE

February 22, 2021

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Introduced by Sens. KENNEDY, PALUMBO -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation -- 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

AN ACT to amend the vehicle and traffic law, in relation to permitting signs, placards or other displays to provide notice that school bus photo violation monitoring systems are in use; and providing for the repeal of such provisions upon the expiration thereof

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

1 Section 1. Section 375 of the vehicle and traffic law is amended by  
2 adding a new subdivision 21-j to read as follows:

3 21-j. (a) Every school bus which is owned and operated by a school  
4 district or which is privately owned and operated for compensation under  
5 contract with such district may be equipped with signs, placards or  
6 other displays giving notice to approaching motor vehicle operators that  
7 school bus photo violation monitoring systems are in use, provided that  
8 such school district has entered an agreement pursuant to section twen-  
9 ty-two of chapter one hundred forty-five of the laws of two thousand  
10 nineteen with a county, city, town or village which has established a  
11 demonstration program pursuant to section eleven hundred seventy-four-a  
12 of this chapter imposing monetary liability on the owner of a vehicle  
13 for failure of an operator thereof to comply with section eleven hundred  
14 seventy-four of this chapter. Such signs, placards or other displays  
15 shall comply with the rules and regulations promulgated by the commis-  
16 sioner pursuant to paragraph (b) of this subdivision.

17 (b) The commissioner shall promulgate rules and regulations for the  
18 content, size and placement on school buses of a sign, placard or other

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

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1 display, as authorized pursuant to paragraph (a) of this subdivision,  
2 giving notice to approaching motor vehicle operators that school bus  
3 photo violation monitoring systems are in use.

4 § 2. Severability. If any clause, sentence, subdivision, paragraph,  
5 section or part of this act be adjudged by any court of competent juris-  
6 diction to be invalid, or if any federal agency determines in writing  
7 that this act would render New York state ineligible for the receipt of  
8 federal funds, such judgment or written determination shall not affect,  
9 impair or invalidate the remainder thereof, but shall be confined in its  
10 operation to the clause, sentence, subdivision, paragraph, section or  
11 part thereof directly involved in the controversy in which such judgment  
12 or written determination shall have been rendered.

13 § 3. This act shall take effect on the ninetieth day after it shall  
14 have become a law and shall expire and be deemed repealed on the same  
15 date and in the same manner as chapter 145 of the laws of 2019;  
16 provided, further, that this act shall expire and be deemed repealed if  
17 any federal agency determines in writing that this act would render New  
18 York state ineligible for the receipt of federal funds or any court of  
19 competent jurisdiction finally determines that this act would render New  
20 York state out of compliance with federal law or regulation; provided  
21 further, that the commissioner of transportation or commissioner of  
22 motor vehicles shall notify the legislative bill drafting commission  
23 upon the occurrence of the provisions of this act in order that the  
24 commission may maintain an accurate and timely effective data base of  
25 the official text of the laws of the state of New York in furtherance of  
26 effectuating the provisions of section 44 of the legislative law and  
27 section 70-b of the public officers law. Effective immediately, the  
28 addition, amendment and/or repeal of any rule or regulation necessary  
29 for the implementation of this act on its effective date are authorized  
30 to be made and completed on or before such effective date.