

# STATE OF NEW YORK

6417

2021-2022 Regular Sessions

## IN SENATE

April 27, 2021

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

AN ACT to amend the highway law, in relation to establishing a highway safety corridor on the Southern State Parkway located in Long Island and to making conforming changes

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

1 Section 1. Article 13 of the highway law is redesignated article 15  
2 and sections 350, 351, 351-a, 352, 353 and 354 are renumbered sections  
3 400, 401, 402, 403, 404 and 405.

4 § 2. The highway law is amended by adding a new article 13 to read as  
5 follows:

### ARTICLE 13

#### HIGHWAY SAFETY CORRIDORS

#### Section 375. Purpose and application.

##### 375-a. Definitions.

##### 375-b. Traffic and engineering investigation.

##### 375-c. Traffic signs.

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12 § 375. Purpose and application. 1. This article is enacted to improve  
13 safety in a targeted high crash location designated as a highway safety  
14 corridor where motorists are exposed to increased levels of enforcement  
15 and increased penalties for moving violations relating to unsafe driving  
16 behavior.

17 2. The signs specified in this article are in addition to the traff-  
18 ic-control devices required by department regulations and apply to  
19 public highways within this state.

20 § 375-a. Definitions. As used in this article, "Southern State Park-  
21 way highway safety corridor" or "corridor" means the portion of the  
22 Southern State Parkway determined by a traffic study to be targeted for  
23 the application of signs, increased levels of enforcement and increased

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

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1 penalties specifically for the purpose of eliminating or reducing unsafe  
2 driver behaviors that are known to result in crashes and fatalities.

3 § 375-b. Traffic and engineering investigation. The corridor shall be  
4 designated as a highway safety corridor in which increased penalties  
5 will apply for violations relating to the duty of a driver under the  
6 vehicle and traffic law if the following conditions are satisfied:

7 1. A crash analysis of candidate locations indicates that, for the  
8 preceding five years, crashes related to targeted driving behaviors  
9 exceeds thresholds for the number of crashes or the rate of crashes for  
10 homogeneous roadways as determined by the department.

11 2. The corridor meets the geometric requirements needed to allow for  
12 safe patrolling by law enforcement officers as well as a safe area to  
13 stop violators for the issuance of a traffic citation or warning.

14 3. The corridor has adequate space for the installation of the traffic  
15 signs specified in this article.

16 4. There is a written commitment from the local and state law enforce-  
17 ment agencies responsible for highway patrol along the corridor to  
18 provide visible, sustained enforcement activity within the limits of the  
19 marked corridor.

20 § 375-c. Traffic signs. Traffic signs shall be installed as follows:

21 1. A sign reading "SAFETY CORRIDOR-FINES DOUBLED NEXT XX MILES" shall  
22 be installed as close as practical to the beginning of the Southern  
23 State Parkway highway safety corridor and after each interchange along  
24 the corridor; and

25 2. A sign reading "END FINES DOUBLED CORRIDOR" shall be installed  
26 immediately at the end of each highway safety corridor.

27 § 3. Section 401 of the highway law, as renumbered by section 1 of  
28 this act, is amended to read as follows:

29 § 401. Saving clause. The repeal of a law, as specified in section  
30 [~~three hundred and fifty-three~~] four hundred four of this article shall  
31 not affect or impair any contract, or any act done, or right accruing,  
32 accrued or acquired or any penalty, forfeiture, or punishment incurred  
33 prior to the time when this chapter or any section thereof takes effect,  
34 under or by virtue of the laws so repealed, but the same may be  
35 asserted, enforced, prosecuted, or inflicted, as fully and to the same  
36 extent, as if such laws had not been repealed.

37 § 4. Section 402 of the highway law, as renumbered by section 1 of  
38 this act, is amended to read as follows:

39 § 402. Effect of amendments to and repeals of provisions of the former  
40 highway law. 1. An act of the legislature of the year nineteen hundred  
41 thirty-six which, in form, amends or repeals or purports to amend or  
42 repeal any provision or provisions of the former highway law shall be  
43 legally effective notwithstanding the repeal of such former highway law  
44 by section [~~three hundred and fifty-three~~] four hundred four of this  
45 article, and shall be construed as an amendment or repeal, as the case  
46 may be, of the corresponding provision or provisions of this chapter  
47 irrespective of whether such provision or provisions are contained in  
48 this chapter in one or more than one article, section, subdivision or  
49 other part thereof and such corresponding provision or provisions shall  
50 be deemed amended, modified, changed or repealed as though the same had  
51 been expressly and in terms so amended or repealed.

52 2. An act of the legislature of the year nineteen hundred thirty-six  
53 which adds or purports to add a new article, section, subdivision or  
54 other provision of law to the former highway law shall be legally effec-  
55 tive notwithstanding the repeal of such former highway law by section  
56 [~~three hundred and fifty-three~~] four hundred four of this article and shall

1 be construed as having been added to this chapter and shall be given  
2 full effect according to its context as if the same had been added  
3 expressly and in terms to this chapter and shall be deemed to have been  
4 inserted in this chapter in juxtaposition to and as modifying the effect  
5 of the corresponding provision or provisions of this chapter.

6 3. The repeal of such former highway law by section [~~three hundred~~  
7 ~~fifty-three~~] four hundred four of this article shall not be construed to  
8 impair or affect the validity of any act of the legislature of the year  
9 nineteen hundred thirty-six relating to highways, roads or bridges  
10 because of any reference to or dependency on such former law but such  
11 act shall be construed in connection with this chapter as though in  
12 terms and in effect such act referred to or dependent upon this chapter.

13 § 5. This act shall take effect on the one hundred eightieth day after  
14 it shall have become a law. Effective immediately, the addition, amend-  
15 ment and/or repeal of any rule or regulation necessary for the implemen-  
16 tation of this act on its effective date are authorized to be made and  
17 completed on or before such date.