STATE OF NEW YORK

8233--A

2023-2024 Regular Sessions

IN ASSEMBLY

November 6, 2023

Introduced by M. of A. BRONSON -- read once and referred to the Committee on Transportation -- recommitted to the Committee on Transportation in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the vehicle and traffic law and the executive law, in relation to enacting "Shawn's law"

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

Section 1. Short title. This act shall be known and may be cited as "Shawn's law".

§ 2. Section 1181 of the vehicle and traffic law is amended by adding a new subdivision (c) to read as follows:

(c) Notwithstanding any other provision of law to the contrary, any person driving a motor vehicle that is unable to exceed a speed of thirty-five miles per hour on a state expressway route as designated and described pursuant to section three hundred forty-c of the highway law, state interstate route as designated and described pursuant to section three hundred forty-a of the highway law, or state thruway route, as designated and described pursuant to section three hundred forty-nine-a of the highway law, shall pull over to a usable right-hand shoulder, if available, except when reduced speed is necessary for safe operation or in compliance with law pursuant to subdivision (a) of this section, and seek assistance.

§ 3. The executive law is amended by adding a new section 214-i to read as follows:

§ 214-i. Accident reconstruction policy. The superintendent shall establish an accident reconstruction policy under which the division of state police shall be required to conduct an accident reconstruction and create an accident reconstruction report in the case of any motor vehicle accident that results in a fatality occurring on a state expressway

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

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route as designated and described pursuant to section three hundred forty-c of the highway law, state interstate route as designated and described pursuant to section three hundred forty-a of the highway law, or state thruway route, as designated and described pursuant to section three hundred forty-nine-a of the highway law.

§ 4. This act shall take effect immediately.