STATE OF NEW YORK

1473

2023-2024 Regular Sessions

IN SENATE

January 12, 2023

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

AN ACT to amend the vehicle and traffic law, in relation to parking spaces for handicapped persons

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

Section 1. Paragraph (b) of subdivision 4 of section 502 of the vehicle and traffic law, as amended by chapter 379 of the laws of 2022, is amended and a new paragraph (i) is added to read as follows:

(b) Upon successful completion of the requirements set forth in paragraph (a) of this subdivision which shall include an alcohol and drug education component as described in paragraph (c) of this subdivision, a "Road Rage" awareness component as described in paragraph (c-1) of this subdivision, a "Work Zone Safety" awareness component as described in paragraph (c-2) of this subdivision, a "Motorcycle Safety" awareness component as described in paragraph (c-3) of this subdivision, a "School Bus Safety" awareness component as described in paragraph (c-4) of this subdivision, [~~and~~] a "Pedestrian and Bicyclist Safety" awareness component as described in paragraph (c-5) of this subdivision, **and instruction in the laws relating to parking spaces for the handicapped as described in paragraph (i) of this subdivision,** the commissioner shall cause the applicant to take a road test in a representative vehicle of a type prescribed by the commissioner which shall be appropriate to the type of license for which application is made, except that the commissioner may waive the road test requirements for certain classes of applicants. Provided, however, that the term "representative vehicle" shall not include a three-wheeled motor vehicle that has two wheels situated in the front and one wheel in the rear, has a steering mechanism and seating which does not require the operator to straddle or sit astride, is equipped with safety belts for all occupants and is manufactured to comply with federal motor vehicle safety standards for motorcy-

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

LBD05364-01-3

cles including, but not limited to, 49 C.F.R. part 571. The commissioner shall have the power to establish a program to allow persons other than employees of the department to conduct road tests in representative vehicles when such tests are required for applicants to obtain a class A, B or C license. If [~~she~~] **the commissioner** chooses to do so, **he or** she shall set forth **his or** her reasons in writing and conduct a public hearing on the matter. [~~She~~] **He or she** shall only establish such a program after holding the public hearing.

(i) The commissioner shall provide in the pre-licensing course, set forth in paragraph (b) of this subdivision a mandatory component in education of the laws relating to handicapped accessible parking.

§ 2. This act shall take effect on the one hundred twentieth day after it shall have become a law.