STATE OF NEW YORK

3035

2023-2024 Regular Sessions

IN ASSEMBLY

February 2, 2023

Introduced by M. of A. REILLY -- read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to requirements for signs providing notice of the use of a photo speed violation monitoring system

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

Section 1. Paragraph 2 of subdivision (a) of section 1180-b of the vehicle and traffic law, as amended by chapter 229 of the laws of 2022, is amended to read as follows:

2. No photo speed violation monitoring system shall be used in a school speed zone unless (i) on the day it is to be used it has successfully passed a self-test of its functions; and (ii) it has undergone an annual calibration check performed pursuant to paragraph four of this subdivision. The city shall install signs bearing the words "photo enforced" below speed limit signs giving written notice to approaching motor vehicle operators that a photo speed violation monitoring system is in use, in conformance with standards established in the MUTCD, and shall modify existing signage to reflect such written notice in the regular course of maintenance. **Notwithstanding any provision of law to the contrary, such signs shall be primarily yellow, indicate that there is a school speed zone and that a photo speed violation monitoring system is being used for photo enforcement, and shall be placed within fifty feet in either direction of a photo speed violation monitoring system.**

§ 2. Paragraph 2 of subdivision (a) of section 1180-d of the vehicle and traffic law, as added by chapter 148 of the laws of 2019, is amended to read as follows:

2. No photo speed violation monitoring system shall be used in a school speed zone unless (i) on the day it is to be used it has successfully passed a self-test of its functions; and (ii) it has undergone an

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

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annual calibration check performed pursuant to paragraph four of this subdivision. The city shall install signs giving notice that a photo speed violation monitoring system is in use to be mounted on advance warning signs notifying motor vehicle operators of such upcoming school speed zone and/or on speed limit signs applicable within such school speed zone, in conformance with standards established in the MUTCD. **Notwithstanding any provision of law to the contrary, such signs giving notice that a photo speed violation monitoring system is in use shall be primarily yellow, indicate that there is a school speed zone and that a photo speed violation monitoring system is being used for photo enforcement, and shall be placed within fifty feet in either direction of a photo speed violation monitoring system.**

§ 3. This act shall take effect on the sixtieth day after it shall have become a law; provided, however, that the amendments to sections 1180-b and 1180-d of the vehicle and traffic law made by sections one and two of this act shall not affect the repeal of such sections and shall be deemed repealed therewith.