

# STATE OF NEW YORK

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4024

2023-2024 Regular Sessions

## IN ASSEMBLY

February 9, 2023

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

AN ACT to amend the vehicle and traffic law, in relation to requiring in  
person hearings for traffic infractions

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

1 Section 1. Section 227 of the vehicle and traffic law is amended by  
2 adding a new subdivision 7 to read as follows:

3 7. Every hearing for the adjudication of a traffic infraction shall be  
4 held in person, with all parties and witnesses physically present at the  
5 stated time and place of the hearing, provided that virtual attendance  
6 at such hearing shall be permissible upon the request or consent of the  
7 motorist or his or her counsel. On or before the date of a hearing, a  
8 motorist, or his or her counsel, shall be permitted to appear in person  
9 before a hearing officer for the purpose of requesting an adjournment.  
10 If unable to appear, the motorist, or his or her counsel, shall be  
11 permitted to request an adjournment in person after a hearing has  
12 occurred upon good cause shown.

13 § 2. This act shall take effect on the thirtieth day after it shall  
14 have become a law.

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

LBD06840-02-3