

# STATE OF NEW YORK

7601

2023-2024 Regular Sessions

## IN SENATE

July 14, 2023

Introduced by Sen. SCARCELLA-SPANTON -- read twice and ordered printed,  
and when printed to be committed to the Committee on Rules

AN ACT to amend the public authorities law, in relation to exempting  
active duty military members who reside in a city with a population of  
one million or more from E-ZPass tolls

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

1 Section 1. Section 2855 of the public authorities law, as added by  
2 section 1 of part KK of chapter 59 of the laws of 2006, is amended to  
3 read as follows:

4 § 2855. Electronic method of payment; periodic charges; exemptions.

5 1. Notwithstanding the provisions of any law to the contrary, if any  
6 authority shall offer any electronic method of payment for tolls, fares,  
7 fees, rentals, or other charges, including but not limited to a system  
8 called E-ZPass, such authority shall not impose any periodic administra-  
9 tive or other charge for the privilege of using such electronic method  
10 of payment for such charges. Nothing in this section shall be construed  
11 to prohibit any authority from making any charge for extra services  
12 requested by a holder of such electronic method of payment, any charge  
13 for lost or damaged equipment, or for defaults, such as charges for  
14 dishonored checks. The authority shall not enter any agreement with  
15 bondholders that would require the imposition of administrative or other  
16 periodic charges relating to electronic methods of payment prohibited by  
17 this section.

18 2. (a) Any authority shall exempt all military members in active mili-  
19 tary service of the United States, as defined by section one of the  
20 military law, who reside in a city with a population of one million or  
21 more using a New York customer service E-ZPass account for travel within  
22 the state from the payment of any tolls therefor; provided, however,  
23 that such exemption shall not apply to trips made by vehicles that are  
24 used for commercial purposes. Application for such toll exemption shall

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

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1 be made in such manner as shall be prescribed by the New York E-ZPass  
2 customer service center or successor entity and shall contain such  
3 information as such entity may require.

4 (b) The provisions of paragraph (a) of this subdivision shall also  
5 apply to spouses and dependent children of all military members in  
6 active military service of the United States who reside in a city with a  
7 population of one million or more, if such family members reside in the  
8 same household as such military members.

9 § 2. This act shall take effect on the thirtieth day after it shall  
10 have become a law. Effective immediately, the addition, amendment and/or  
11 repeal of any rule or regulation necessary for the implementation of  
12 this act on its effective date are authorized to be made and completed  
13 on or before such effective date.