

# STATE OF NEW YORK

3535

2025-2026 Regular Sessions

## IN ASSEMBLY

January 28, 2025

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

AN ACT to amend the highway law, in relation to establishing a highway safety corridor on the Southern State Parkway located in Long Island and to making conforming changes; to amend the vehicle and traffic law and the general municipal law, in relation to certain notices of liability; and to amend the vehicle and traffic law, in relation to establishing a demonstration program implementing speed violation monitoring systems in the Southern State Parkway safety zone by means of photo devices

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

1 Section 1. Article 13 of the highway law is redesignated article 15  
2 and sections 350, 351, 351-a, 352, 353 and 354 are renumbered sections  
3 400, 401, 402, 403, 404 and 405.

4 § 2. The highway law is amended by adding a new article 13 to read as  
5 follows:

### ARTICLE 13

#### HIGHWAY SAFETY CORRIDORS

6 Section 375. Purpose and application.

7 375-a. Definitions.

8 375-b. Southern State Parkway highway safety corridor.

9 375-c. Traffic signs.

10 § 375. Purpose and application. 1. This article is enacted to improve  
11 safety in a targeted high crash location designated as a highway safety  
12 corridor where motorists are exposed to increased levels of enforcement  
13 and increased penalties for moving violations relating to unsafe driving  
14 behavior.

15 2. The signs specified in this article are in addition to the traff-  
16 ic-control devices required by department regulations and apply to  
17 public highways within this state.

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

LBD07012-01-5

1 § 375-a. Definitions. As used in this article, "Southern State Parkway highway safety corridor" or "corridor" means the Southern State  
2 Parkway.

3  
4 § 375-b. Southern State Parkway highway safety corridor. The corridor  
5 shall be designated as a highway safety corridor in which increased  
6 penalties will apply for violations relating to the duty of a driver  
7 under the vehicle and traffic law provided there is a written commitment  
8 from the local and state law enforcement agencies responsible for high-  
9 way patrol along the corridor to provide visible, sustained enforcement  
10 activity within the limits of the marked corridor.

11 § 375-c. Traffic signs. Traffic signs shall be installed as follows:

12 1. A sign reading "SAFETY CORRIDOR-ELECTRONIC SPEED ENFORCEMENT AND  
13 FINES DOUBLED" shall be installed as close as practical to the beginning  
14 of the Southern State Parkway highway safety corridor and after each  
15 interchange along the corridor; and

16 2. A sign reading "END SAFETY CORRIDOR ZONE" shall be installed imme-  
17 diately at the end of each highway safety corridor.

18 § 3. Subdivision 1 of section 235 of the vehicle and traffic law, as  
19 amended by section 2 of part MM of chapter 56 of the laws of 2023, is  
20 amended to read as follows:

21 1. Notwithstanding any inconsistent provision of any general, special  
22 or local law or administrative code to the contrary, in any city which  
23 heretofore or hereafter is authorized to establish an administrative  
24 tribunal: (a) to hear and determine complaints of traffic infractions  
25 constituting parking, standing or stopping violations, or (b) to adjudi-  
26 cate the liability of owners for violations of subdivision (d) of  
27 section eleven hundred eleven of this chapter imposed pursuant to a  
28 local law or ordinance imposing monetary liability on the owner of a  
29 vehicle for failure of an operator thereof to comply with traffic-con-  
30 trol indications through the installation and operation of traffic-con-  
31 trol signal photo violation-monitoring systems, in accordance with arti-  
32 cle twenty-four of this chapter, or (c) to adjudicate the liability of  
33 owners for violations of subdivision (b), (c), (d), (f) or (g) of  
34 section eleven hundred eighty of this chapter imposed pursuant to a  
35 demonstration program imposing monetary liability on the owner of a  
36 vehicle for failure of an operator thereof to comply with such posted  
37 maximum speed limits through the installation and operation of photo  
38 speed violation monitoring systems, in accordance with article thirty of  
39 this chapter, or (d) to adjudicate the liability of owners for  
40 violations of bus lane restrictions as defined by article twenty-four of  
41 this chapter imposed pursuant to a bus rapid transit program imposing  
42 monetary liability on the owner of a vehicle for failure of an operator  
43 thereof to comply with such bus lane restrictions through the installa-  
44 tion and operation of bus lane photo devices, in accordance with article  
45 twenty-four of this chapter, or (e) to adjudicate the liability of  
46 owners for violations of toll collection regulations imposed by certain  
47 public authorities pursuant to the law authorizing such public authori-  
48 ties to impose monetary liability on the owner of a vehicle for failure  
49 of an operator thereof to comply with toll collection regulations of  
50 such public authorities through the installation and operation of  
51 photo-monitoring systems, in accordance with the provisions of section  
52 two thousand nine hundred eighty-five of the public authorities law and  
53 sections sixteen-a, sixteen-b and sixteen-c of chapter seven hundred  
54 seventy-four of the laws of nineteen hundred fifty, or (f) to adjudicate  
55 the liability of owners for violations of section eleven hundred seven-  
56 ty-four of this chapter when meeting a school bus marked and equipped as

1 provided in subdivisions twenty and twenty-one-c of section three  
2 hundred seventy-five of this chapter imposed pursuant to a local law or  
3 ordinance imposing monetary liability on the owner of a vehicle for  
4 failure of an operator thereof to comply with school bus red visual  
5 signals through the installation and operation of school bus photo  
6 violation monitoring systems, in accordance with article twenty-nine of  
7 this chapter, or (g) to adjudicate the liability of owners for  
8 violations of section three hundred eighty-five of this chapter and the  
9 rules of the department of transportation of the city of New York in  
10 relation to gross vehicle weight and/or axle weight violations imposed  
11 pursuant to a weigh in motion demonstration program imposing monetary  
12 liability on the owner of a vehicle for failure of an operator thereof  
13 to comply with such gross vehicle weight and/or axle weight restrictions  
14 through the installation and operation of weigh in motion violation  
15 monitoring systems, in accordance with article ten of this chapter, or  
16 (h) to adjudicate the liability of owners for violations of subdivision  
17 (b), (d), (f) or (g) of section eleven hundred eighty of this chapter  
18 imposed pursuant to a demonstration program imposing monetary liability  
19 on the owner of a vehicle for failure of an operator thereof to comply  
20 with such posted maximum speed limits within a highway construction or  
21 maintenance work area through the installation and operation of photo  
22 speed violation monitoring systems, in accordance with article thirty of  
23 this chapter, or (i) to adjudicate the liability of owners for  
24 violations of bus operation-related traffic regulations as defined by  
25 article twenty-four of this chapter imposed pursuant to a demonstration  
26 program imposing monetary liability on the owner of a vehicle for fail-  
27 ure of an operator thereof to comply with such bus operation-related  
28 traffic regulations through the installation and operation of bus opera-  
29 tion-related photo devices, in accordance with article twenty-four of  
30 this chapter, such tribunal and the rules and regulations pertaining  
31 thereto shall be constituted in substantial conformance with the follow-  
32 ing sections, or (j) to adjudicate the liability of owners for  
33 violations of subdivision (b), (d), (f) or (g) of section eleven hundred  
34 eighty-h of this chapter imposed pursuant to a demonstration program  
35 imposing monetary liability on the owner of a vehicle for failure of an  
36 operator thereof to comply with such posted maximum speed limits within  
37 a highway safety corridor through the installation and operation of  
38 photo speed violation monitoring systems, in accordance with article  
39 thirty of this chapter, such tribunal and the rules and regulations  
40 pertaining thereto shall be constituted in substantial conformance with  
41 such sections.

42 § 4. Subdivision 1 of section 236 of the vehicle and traffic law, as  
43 amended by section 3 of part MM of chapter 56 of the laws of 2023, is  
44 amended to read as follows:

45 1. Creation. In any city as hereinbefore or hereafter authorized such  
46 tribunal when created shall be known as the parking violations bureau  
47 and shall have jurisdiction of traffic infractions which constitute a  
48 parking violation and, where authorized: (a) to adjudicate the liability  
49 of owners for violations of subdivision (d) of section eleven hundred  
50 eleven of this chapter imposed pursuant to a local law or ordinance  
51 imposing monetary liability on the owner of a vehicle for failure of an  
52 operator thereof to comply with traffic-control indications through the  
53 installation and operation of traffic-control signal photo violation-  
54 monitoring systems, in accordance with article twenty-four of this chap-  
55 ter, or (b) to adjudicate the liability of owners for violations of  
56 subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty

1 of this chapter imposed pursuant to a demonstration program imposing  
2 monetary liability on the owner of a vehicle for failure of an operator  
3 thereof to comply with such posted maximum speed limits through the  
4 installation and operation of photo speed violation monitoring systems,  
5 in accordance with article thirty of this chapter, or (c) to adjudicate  
6 the liability of owners for violations of bus lane restrictions as  
7 defined by article twenty-four of this chapter imposed pursuant to a bus  
8 rapid transit program imposing monetary liability on the owner of a  
9 vehicle for failure of an operator thereof to comply with such bus lane  
10 restrictions through the installation and operation of bus lane photo  
11 devices, in accordance with article twenty-four of this chapter, or (d)  
12 to adjudicate the liability of owners for violations of toll collection  
13 regulations imposed by certain public authorities pursuant to the law  
14 authorizing such public authorities to impose monetary liability on the  
15 owner of a vehicle for failure of an operator thereof to comply with  
16 toll collection regulations of such public authorities through the  
17 installation and operation of photo-monitoring systems, in accordance  
18 with the provisions of section two thousand nine hundred eighty-five of  
19 the public authorities law and sections sixteen-a, sixteen-b and  
20 sixteen-c of chapter seven hundred seventy-four of the laws of nineteen  
21 hundred fifty, or (e) to adjudicate the liability of owners for  
22 violations of section eleven hundred seventy-four of this chapter when  
23 meeting a school bus marked and equipped as provided in subdivisions  
24 twenty and twenty-one-c of section three hundred seventy-five of this  
25 chapter imposed pursuant to a local law or ordinance imposing monetary  
26 liability on the owner of a vehicle for failure of an operator thereof  
27 to comply with school bus red visual signals through the installation  
28 and operation of school bus photo violation monitoring systems, in  
29 accordance with article twenty-nine of this chapter, or (f) to adjudi-  
30 cate the liability of owners for violations of section three hundred  
31 eighty-five of this chapter and the rules of the department of transpor-  
32 tation of the city of New York in relation to gross vehicle weight  
33 and/or axle weight violations imposed pursuant to a weigh in motion  
34 demonstration program imposing monetary liability on the owner of a  
35 vehicle for failure of an operator thereof to comply with such gross  
36 vehicle weight and/or axle weight restrictions through the installation  
37 and operation of weigh in motion violation monitoring systems, in  
38 accordance with article ten of this chapter, or (g) to adjudicate the  
39 liability of owners for violations of subdivision (b), (d), (f) or (g)  
40 of section eleven hundred eighty of this chapter imposed pursuant to a  
41 demonstration program imposing monetary liability on the owner of a  
42 vehicle for failure of an operator thereof to comply with such posted  
43 maximum speed limits within a highway construction or maintenance work  
44 area through the installation and operation of photo speed violation  
45 monitoring systems, in accordance with article thirty of this chapter,  
46 or (h) to adjudicate the liability of owners for violations of bus oper-  
47 ation-related traffic regulations as defined by article twenty-four of  
48 this chapter imposed pursuant to a demonstration program imposing mone-  
49 tary liability on the owner of a vehicle for failure of an operator  
50 thereof to comply with such bus operation-related traffic regulations  
51 through the installation and operation of bus operation-related photo  
52 devices, in accordance with article twenty-four of this chapter, or (i)  
53 to adjudicate the liability of owners for violations of subdivision (b),  
54 (d), (f) or (g) of section eleven hundred eighty-h of this chapter  
55 imposed pursuant to a demonstration program imposing monetary liability  
56 on the owner of a vehicle for failure of an operator thereof to comply

1 with such posted maximum speed limits within a highway construction or  
2 maintenance work area through the installation and operation of photo  
3 speed violation monitoring systems, in accordance with article thirty  
4 of this chapter, such tribunal and the rules and regulations pertaining  
5 thereto shall be constituted in substantial conformance with such  
6 sections. Such tribunal, except in a city with a population of one  
7 million or more, shall also have jurisdiction of abandoned vehicle  
8 violations. For the purposes of this article, a parking violation is the  
9 violation of any law, rule or regulation providing for or regulating the  
10 parking, stopping or standing of a vehicle. In addition for purposes of  
11 this article, "commissioner" shall mean and include the commissioner of  
12 traffic of the city or an official possessing authority as such a  
13 commissioner.

14 § 5. Paragraph f of subdivision 1 of section 239 of the vehicle and  
15 traffic law, as amended by section 4 of part MM of chapter 56 of the  
16 laws of 2023, is amended to read as follows:

17 f. "Notice of violation" means a notice of violation as defined in  
18 subdivision nine of section two hundred thirty-seven of this article,  
19 but shall not be deemed to include a notice of liability issued pursuant  
20 to authorization set forth in articles ten, twenty-four, twenty-nine and  
21 thirty of this chapter, section two thousand nine hundred eighty-five of  
22 the public authorities law and sections sixteen-a, sixteen-b and  
23 sixteen-c of chapter seven hundred seventy-four of the laws of nineteen  
24 hundred fifty to impose monetary liability on the owner of a vehicle for  
25 failure of an operator thereof: to comply with traffic-control indi-  
26 cations in violation of subdivision (d) of section eleven hundred eleven  
27 of this chapter through the installation and operation of traffic-con-  
28 trol signal photo violation-monitoring systems, in accordance with arti-  
29 cle twenty-four of this chapter; or to comply with certain posted maxi-  
30 mum speed limits in violation of subdivision (b), (c), (d), (f) or (g)  
31 of section eleven hundred eighty of this chapter through the installa-  
32 tion and operation of photo speed violation monitoring systems, in  
33 accordance with article thirty of this chapter; or to comply with bus  
34 lane restrictions as defined by article twenty-four of this chapter  
35 through the installation and operation of bus lane photo devices, in  
36 accordance with article twenty-four of this chapter; or to comply with  
37 toll collection regulations of certain public authorities through the  
38 installation and operation of photo-monitoring systems, in accordance  
39 with the provisions of section two thousand nine hundred eighty-five of  
40 the public authorities law and sections sixteen-a, sixteen-b and  
41 sixteen-c of chapter seven hundred seventy-four of the laws of nineteen  
42 hundred fifty; or to stop for a school bus displaying a red visual  
43 signal in violation of section eleven hundred seventy-four of this chap-  
44 ter through the installation and operation of school bus photo violation  
45 monitoring systems, in accordance with article twenty-nine of this chap-  
46 ter; or to comply with certain posted maximum speed limits in violation  
47 of subdivision (b), (d), (f) or (g) of section eleven hundred eighty of  
48 this chapter within a highway construction or maintenance work area  
49 through the installation and operation of photo speed violation monitor-  
50 ing systems, in accordance with article thirty of this chapter; or to  
51 comply with certain posted maximum speed limits in violation of subdivi-  
52 sion (b), (d), (f) or (g) of section eleven hundred eighty-h of this  
53 chapter within a highway safety corridor through the installation and  
54 operation of photo speed violation monitoring systems, in accordance  
55 with article thirty of this chapter; or to comply with gross vehicle  
56 weight and/or axle weight restrictions in violation of section three

1 hundred eighty-five of this chapter and the rules of the department of  
2 transportation of the city of New York through the installation and  
3 operation of weigh in motion violation monitoring systems, in accordance  
4 with article ten of this chapter; or to comply with bus operation-relat-  
5 ed traffic regulations as defined by article twenty-four of this chapter  
6 in violation of the rules of the department of transportation of the  
7 city of New York through the installation and operation of bus opera-  
8 tion-related photo devices, in accordance with article twenty-four of  
9 this chapter.

10 § 6. Subdivisions 1 and 1-a of section 240 of the vehicle and traffic  
11 law, as amended by section 5 of part MM of chapter 56 of the laws of  
12 2023, are amended to read as follows:

13 1. Notice of hearing. Whenever a person charged with a parking  
14 violation enters a plea of not guilty; or a person alleged to be liable  
15 in accordance with any provisions of law specifically authorizing the  
16 imposition of monetary liability on the owner of a vehicle for failure  
17 of an operator thereof: to comply with traffic-control indications in  
18 violation of subdivision (d) of section eleven hundred eleven of this  
19 chapter through the installation and operation of traffic-control signal  
20 photo violation-monitoring systems, in accordance with article twenty-  
21 four of this chapter; or to comply with certain posted maximum speed  
22 limits in violation of subdivision (b), (c), (d), (f) or (g) of section  
23 eleven hundred eighty of this chapter through the installation and oper-  
24 ation of photo speed violation monitoring systems, in accordance with  
25 article thirty of this chapter; or to comply with bus lane restrictions  
26 as defined by article twenty-four of this chapter through the installa-  
27 tion and operation of bus lane photo devices, in accordance with article  
28 twenty-four of this chapter; or to comply with toll collection regu-  
29 lations of certain public authorities through the installation and oper-  
30 ation of photo-monitoring systems, in accordance with the provisions of  
31 section two thousand nine hundred eighty-five of the public authorities  
32 law and sections sixteen-a, sixteen-b and sixteen-c of chapter seven  
33 hundred seventy-four of the laws of nineteen hundred fifty; or to stop  
34 for a school bus displaying a red visual signal in violation of section  
35 eleven hundred seventy-four of this chapter through the installation and  
36 operation of school bus photo violation monitoring systems, in accord-  
37 ance with article twenty-nine of this chapter; or to comply with certain  
38 posted maximum speed limits in violation of subdivision (b), (d), (f) or  
39 (g) of section eleven hundred eighty of this chapter within a highway  
40 construction or maintenance work area through the installation and oper-  
41 ation of photo speed violation monitoring systems, in accordance with  
42 article thirty of this chapter; or to comply with certain posted maximum  
43 speed limits in violation of subdivision (b), (d), (f) or (g) of section  
44 eleven hundred eighty-h of this chapter within a highway safety corridor  
45 through the installation and operation of photo speed violation monitor-  
46 ing systems, in accordance with article thirty of this chapter; or to  
47 comply with gross vehicle weight and/or axle weight restrictions in  
48 violation of section three hundred eighty-five of this chapter and the  
49 rules of the department of transportation of the city of New York  
50 through the installation and operation of weigh in motion violation  
51 monitoring systems, in accordance with article ten of this chapter; or  
52 to comply with bus operation-related traffic regulations as defined by  
53 article twenty-four of this chapter in violation of the rules of the  
54 department of transportation of the city of New York through the instal-  
55 lation and operation of bus operation-related photo devices, in accord-  
56 ance with article twenty-four of this chapter, contests such allegation,

1 the bureau shall advise such person personally by such form of first  
2 class mail as the director may direct of the date on which [~~he or she~~]  
3 the person must appear to answer the charge at a hearing. The form and  
4 content of such notice of hearing shall be prescribed by the director,  
5 and shall contain a warning to advise the person so pleading or contest-  
6 ing that failure to appear on the date designated, or on any subsequent  
7 adjourned date, shall be deemed an admission of liability, and that a  
8 default judgment may be entered thereon.

9 1-a. Fines and penalties. Whenever a plea of not guilty has been  
10 entered, or the bureau has been notified that an allegation of liability  
11 in accordance with provisions of law specifically authorizing the impo-  
12 sition of monetary liability on the owner of a vehicle for failure of an  
13 operator thereof: to comply with traffic-control indications in  
14 violation of subdivision (d) of section eleven hundred eleven of this  
15 chapter through the installation and operation of traffic-control signal  
16 photo violation-monitoring systems, in accordance with article twenty-  
17 four of this chapter; or to comply with certain posted maximum speed  
18 limits in violation of subdivision (b), (c), (d), (f) or (g) of section  
19 eleven hundred eighty of this chapter through the installation and oper-  
20 ation of photo speed violation monitoring systems, in accordance with  
21 article thirty of this chapter; or to comply with bus lane restrictions  
22 as defined by article twenty-four of this chapter through the installa-  
23 tion and operation of bus lane photo devices, in accordance with article  
24 twenty-four of this chapter; or to comply with toll collection regu-  
25 lations of certain public authorities through the installation and oper-  
26 ation of photo-monitoring systems, in accordance with the provisions of  
27 section two thousand nine hundred eighty-five of the public authorities  
28 law and sections sixteen-a, sixteen-b and sixteen-c of chapter seven  
29 hundred seventy-four of the laws of nineteen hundred fifty; or to stop  
30 for a school bus displaying a red visual signal in violation of section  
31 eleven hundred seventy-four of this chapter through the installation and  
32 operation of school bus photo violation monitoring systems, in accord-  
33 ance with article twenty-nine of this chapter; or to comply with certain  
34 posted maximum speed limits in violation of subdivision (b), (d), (f) or  
35 (g) of section eleven hundred eighty of this chapter within a highway  
36 construction or maintenance work area through the installation and oper-  
37 ation of photo speed violation monitoring systems, in accordance with  
38 article thirty of this chapter; or to comply with certain posted maximum  
39 speed limits in violation of subdivision (b), (d), (f) or (g) of section  
40 eleven hundred eighty-h of this chapter within a highway safety corridor  
41 through the installation and operation of photo speed violation monitor-  
42 ing systems, in accordance with article thirty of this chapter; or to  
43 comply with gross vehicle weight and/or axle weight restrictions in  
44 violation of section three hundred eighty-five of this chapter and the  
45 rules of the department of transportation of the city of New York  
46 through the installation and operation of weigh in motion violation  
47 monitoring systems, in accordance with article ten of this chapter; or  
48 to comply with bus operation-related traffic regulations as defined by  
49 article twenty-four of this chapter in violation of the rules of the  
50 department of transportation of the city of New York through the instal-  
51 lation and operation of bus operation-related photo devices, in accord-  
52 ance with article twenty-four of this chapter, is being contested, by a  
53 person in a timely fashion and a hearing upon the merits has been  
54 demanded, but has not yet been held, the bureau shall not issue any  
55 notice of fine or penalty to that person prior to the date of the hear-  
56 ing.

1 § 7. Paragraphs a and g of subdivision 2 of section 240 of the vehicle  
2 and traffic law, as amended by section 6 of part MM of chapter 56 laws  
3 of 2023, are amended to read as follows:

4 a. Every hearing for the adjudication of a charge of parking violation  
5 or an allegation of liability of an owner for a violation of subdivision  
6 (d) of section eleven hundred eleven of this chapter imposed pursuant to  
7 a local law or ordinance imposing monetary liability on the owner of a  
8 vehicle for failure of an operator thereof to comply with traffic-con-  
9 trol indications through the installation and operation of traffic-con-  
10 trol signal photo violation-monitoring systems, in accordance with arti-  
11 cle twenty-four of this chapter, or an allegation of liability of an  
12 owner for a violation of subdivision (b), (c), (d), (f) or (g) of  
13 section eleven hundred eighty of this chapter imposed pursuant to a  
14 demonstration program imposing monetary liability on the owner of a  
15 vehicle for failure of an operator thereof to comply with certain posted  
16 maximum speed limits through the installation and operation of photo  
17 speed violation monitoring systems, in accordance with article thirty of  
18 this chapter, or an allegation of liability of an owner for a violation  
19 of bus lane restrictions as defined by article twenty-four of this chap-  
20 ter imposed pursuant to a bus rapid transit program imposing monetary  
21 liability on the owner of a vehicle for failure of an operator thereof  
22 to comply with such bus lane restrictions through the installation and  
23 operation of bus lane photo devices, in accordance with article twenty-  
24 four of this chapter, or an allegation of liability of an owner for a  
25 violation of toll collection regulations imposed by certain public  
26 authorities pursuant to the law authorizing such public authorities to  
27 impose monetary liability on the owner of a vehicle for failure of an  
28 operator thereof to comply with toll collection regulations of such  
29 public authorities through the installation and operation of photo-moni-  
30 toring systems, in accordance with the provisions of section two thou-  
31 sand nine hundred eighty-five of the public authorities law and sections  
32 sixteen-a, sixteen-b and sixteen-c of chapter seven hundred seventy-four  
33 of the laws of nineteen hundred fifty, or an allegation of liability of  
34 an owner for a violation of section eleven hundred seventy-four of this  
35 chapter when meeting a school bus marked and equipped as provided in  
36 subdivisions twenty and twenty-one-c of section three hundred seventy-  
37 five of this chapter imposed pursuant to a local law or ordinance impos-  
38 ing monetary liability on the owner of a vehicle for failure of an oper-  
39 ator thereof to comply with school bus red visual signals through the  
40 installation and operation of school bus photo violation monitoring  
41 systems, in accordance with article twenty-nine of this chapter, or an  
42 allegation of liability of an owner for a violation of subdivision (b),  
43 (d), (f) or (g) of section eleven hundred eighty of this chapter imposed  
44 pursuant to a demonstration program imposing monetary liability on the  
45 owner of a vehicle for failure of an operator thereof to comply with  
46 certain posted maximum speed limits within a highway construction or  
47 maintenance work area through the installation and operation of photo  
48 speed violation monitoring systems, in accordance with article thirty of  
49 this chapter, or an allegation of liability of an owner for a violation  
50 of subdivision (b), (d), (f) or (g) of section eleven hundred eighty-h  
51 of this chapter imposed pursuant to a demonstration program imposing  
52 monetary liability on the owner of a vehicle for failure of an operator  
53 thereof to comply with certain posted maximum speed limits in violation  
54 of subdivision (b), (d), (f) or (g) of section eleven hundred eighty-h  
55 of this chapter within a highway safety corridor through the installa-  
56 tion and operation of photo speed violation monitoring systems, in

1 accordance with article thirty of this chapter, or an allegation of  
2 liability of an owner for a violation of section three hundred eighty-  
3 five of this chapter and the rules of the department of transportation  
4 of the city of New York in relation to gross vehicle weight and/or axle  
5 weight violations imposed pursuant to a weigh in motion demonstration  
6 program imposing monetary liability on the owner of a vehicle for fail-  
7 ure of an operator thereof to comply with such gross vehicle weight  
8 and/or axle weight restrictions through the installation and operation  
9 of weigh in motion violation monitoring systems, in accordance with  
10 article ten of this chapter, or an allegation of liability of an owner  
11 for a violation of bus operation-related traffic regulations as defined  
12 by article twenty-four of this chapter imposed pursuant to a demon-  
13 stration program imposing monetary liability on the owner of a vehicle  
14 for failure of an operator thereof to comply with such bus operation-re-  
15 lated traffic regulations through the installation and operation of bus  
16 operation-related photo devices, in accordance with article twenty-four  
17 of this chapter, shall be held before a hearing examiner in accordance  
18 with rules and regulations promulgated by the bureau.

19 g. A record shall be made of a hearing on a plea of not guilty or of a  
20 hearing at which liability in accordance with any provisions of law  
21 specifically authorizing the imposition of monetary liability on the  
22 owner of a vehicle for failure of an operator thereof: to comply with  
23 traffic-control indications in violation of subdivision (d) of section  
24 eleven hundred eleven of this chapter through the installation and oper-  
25 ation of traffic-control signal photo violation-monitoring systems, in  
26 accordance with article twenty-four of this chapter; to comply with  
27 certain posted maximum speed limits in violation of subdivision (b),  
28 (c), (d), (f) or (g) of section eleven hundred eighty of this chapter  
29 through the installation and operation of photo speed violation monitor-  
30 ing systems, in accordance with article thirty of this chapter; to  
31 comply with bus lane restrictions as defined by article twenty-four of  
32 this chapter through the installation and operation of bus lane photo  
33 devices, in accordance with article twenty-four of this chapter; to  
34 comply with toll collection regulations of certain public authorities  
35 through the installation and operation of photo-monitoring systems, in  
36 accordance with the provisions of section two thousand nine hundred  
37 eighty-five of the public authorities law and sections sixteen-a,  
38 sixteen-b and sixteen-c of chapter seven hundred seventy-four of the  
39 laws of nineteen hundred fifty; to stop for a school bus displaying a  
40 red visual signal in violation of section eleven hundred seventy-four of  
41 this chapter through the installation and operation of school bus photo  
42 violation monitoring systems, in accordance with article twenty-nine of  
43 this chapter; to comply with certain posted maximum speed limits in  
44 violation of subdivision (b), (d), (f) or (g) of section eleven hundred  
45 eighty of this chapter within a highway construction or maintenance work  
46 area through the installation and operation of photo speed violation  
47 monitoring systems, in accordance with article thirty of this chapter;  
48 or an allegation of liability of an owner for a violation of subdivision  
49 (b), (d), (f) or (g) of section eleven hundred eighty-h of this chapter  
50 imposed pursuant to a demonstration program imposing monetary liability  
51 on the owner of a vehicle for failure of an operator thereof to comply  
52 with certain posted maximum speed limits within a highway safety corri-  
53 ridor through the installation and operation of photo speed violation  
54 monitoring systems, in accordance with article thirty of this chapter,  
55 or to comply with gross vehicle weight and/or axle weight restrictions  
56 in violation of section three hundred eighty-five of this chapter and

1 the rules of the department of transportation of the city of New York  
2 through the installation and operation of weigh in motion violation  
3 monitoring systems, in accordance with article ten of this chapter; or  
4 to comply with bus operation-related traffic regulations as defined by  
5 article twenty-four of this chapter in violation of the rules of the  
6 department of transportation of the city of New York through the instal-  
7 lation and operation of bus operation-related photo devices, in accord-  
8 ance with article twenty-four of this chapter, is contested. Recording  
9 devices may be used for the making of the record.

10 § 8. Subdivisions 1 and 2 of section 241 of the vehicle and traffic  
11 law, as amended by section 7 of part MM of chapter 56 of the laws of  
12 2023, are amended to read as follows:

13 1. The hearing examiner shall make a determination on the charges,  
14 either sustaining or dismissing them. Where the hearing examiner deter-  
15 mines that the charges have been sustained [~~he or she~~] the hearing exam-  
16 iner may examine either the prior parking violations record or the  
17 record of liabilities incurred in accordance with any provisions of law  
18 specifically authorizing the imposition of monetary liability on the  
19 owner of a vehicle for failure of an operator thereof: to comply with  
20 traffic-control indications in violation of subdivision (d) of section  
21 eleven hundred eleven of this chapter through the installation and oper-  
22 ation of traffic-control signal photo violation-monitoring systems, in  
23 accordance with article twenty-four of this chapter; to comply with  
24 certain posted maximum speed limits in violation of subdivision (b),  
25 (c), (d), (f) or (g) of section eleven hundred eighty of this chapter  
26 through the installation and operation of photo speed violation monitor-  
27 ing systems, in accordance with article thirty of this chapter; to  
28 comply with certain posted maximum speed limits in violation of subdivi-  
29 sion (b), (d), (f) or (g) of section eleven hundred eighty-h of this  
30 chapter within a highway safety corridor through the installation and  
31 operation of photo speed violation monitoring systems, in accordance  
32 with article thirty of this chapter; to comply with bus lane  
33 restrictions as defined by article twenty-four of this chapter through  
34 the installation and operation of bus lane photo devices, in accordance  
35 with article twenty-four of this chapter; to comply with toll collection  
36 regulations of certain public authorities through the installation and  
37 operation of photo-monitoring systems, in accordance with the provisions  
38 of section two thousand nine hundred eighty-five of the public authori-  
39 ties law and sections sixteen-a, sixteen-b and sixteen-c of chapter  
40 seven hundred seventy-four of the laws of nineteen hundred fifty; to  
41 stop for a school bus displaying a red visual signal in violation of  
42 section eleven hundred seventy-four of this chapter through the instal-  
43 lation and operation of school bus photo violation monitoring systems,  
44 in accordance with article twenty-nine of this chapter; to comply with  
45 certain posted maximum speed limits in violation of subdivision (b),  
46 (d), (f) or (g) of section eleven hundred eighty of this chapter within  
47 a highway construction or maintenance work area through the installation  
48 and operation of photo speed violation monitoring systems, in accordance  
49 with article thirty of this chapter; to comply with gross vehicle weight  
50 and/or axle weight restrictions in violation of section three hundred  
51 eighty-five of this chapter and the rules of the department of transpor-  
52 tation of the city of New York through the installation and operation of  
53 weigh in motion violation monitoring systems, in accordance with article  
54 ten of this chapter; or to comply with bus operation-related traffic  
55 regulations as defined by article twenty-four of this chapter in  
56 violation of the rules of the department of transportation of the city

1 of New York through the installation and operation of bus operation-re-  
2 lated photo devices, in accordance with article twenty-four of this  
3 chapter, of the person charged, as applicable prior to rendering a final  
4 determination. Final determinations sustaining or dismissing charges  
5 shall be entered on a final determination roll maintained by the bureau  
6 together with records showing payment and nonpayment of penalties.

7 2. Where an operator or owner fails to enter a plea to a charge of a  
8 parking violation or contest an allegation of liability in accordance  
9 with any provisions of law specifically authorizing the imposition of  
10 monetary liability on the owner of a vehicle for failure of an operator  
11 thereof: to comply with traffic-control indications in violation of  
12 subdivision (d) of section eleven hundred eleven of this chapter through  
13 the installation and operation of traffic-control signal photo viola-  
14 tion-monitoring systems, in accordance with article twenty-four of this  
15 chapter; to comply with certain posted maximum speed limits in violation  
16 of subdivision (b), (c), (d), (f) or (g) of section eleven hundred  
17 eighty of this chapter through the installation and operation of photo  
18 speed violation monitoring systems, in accordance with article thirty of  
19 this chapter; to comply with certain posted maximum speed limits in  
20 violation of subdivision (b), (d), (f) or (g) of section eleven hundred  
21 eighty-h of this chapter within a highway safety corridor through the  
22 installation and operation of photo speed violation monitoring systems,  
23 in accordance with article thirty of this chapter; to comply with bus  
24 lane restrictions as defined by article twenty-four of this chapter  
25 through the installation and operation of bus lane photo devices, in  
26 accordance with article twenty-four of this chapter; to comply with toll  
27 collection regulations of certain public authorities through the instal-  
28 lation and operation of photo-monitoring systems, in accordance with the  
29 provisions of section two thousand nine hundred eighty-five of the  
30 public authorities law and sections sixteen-a, sixteen-b and sixteen-c  
31 of chapter seven hundred seventy-four of the laws of nineteen hundred  
32 fifty; to stop for a school bus displaying a red visual signal in  
33 violation of section eleven hundred seventy-four of this chapter through  
34 the installation and operation of school bus photo violation monitoring  
35 systems, in accordance with article twenty-nine of this chapter; to  
36 comply with certain posted maximum speed limits in violation of subdivi-  
37 sion (b), (d), (f) or (g) of section eleven hundred eighty of this chap-  
38 ter within a highway construction or maintenance work area through the  
39 installation and operation of photo speed violation monitoring systems,  
40 in accordance with article thirty of this chapter; to comply with gross  
41 vehicle weight and/or axle weight restrictions in violation of section  
42 three hundred eighty-five of this chapter and the rules of the depart-  
43 ment of transportation of the city of New York through the installation  
44 and operation of weigh in motion violation monitoring systems, in  
45 accordance with article ten of this chapter; or to comply with bus oper-  
46 ation-related traffic regulations as defined by article twenty-four of  
47 this chapter in violation of the rules of the department of transporta-  
48 tion of the city of New York through the installation and operation of  
49 bus operation-related photo devices, in accordance with article twenty-  
50 four of this chapter, or fails to appear on a designated hearing date or  
51 subsequent adjourned date or fails after a hearing to comply with the  
52 determination of a hearing examiner, as prescribed by this article or by  
53 rule or regulation of the bureau, such failure to plead or contest,  
54 appear or comply shall be deemed, for all purposes, an admission of  
55 liability and shall be grounds for rendering and entering a default  
56 judgment in an amount provided by the rules and regulations of the

1 bureau. However, after the expiration of the original date prescribed  
2 for entering a plea and before a default judgment may be rendered, in  
3 such case the bureau shall pursuant to the applicable provisions of law  
4 notify such operator or owner, by such form of first class mail as the  
5 commission may direct; (1) of the violation charged, or liability  
6 alleged in accordance with any provisions of law specifically authoriz-  
7 ing the imposition of monetary liability on the owner of a vehicle for  
8 failure of an operator thereof: to comply with traffic-control indi-  
9 cations in violation of subdivision (d) of section eleven hundred eleven  
10 of this chapter through the installation and operation of traffic-con-  
11 trol signal photo violation-monitoring systems, in accordance with arti-  
12 cle twenty-four of this chapter; to comply with certain posted maximum  
13 speed limits in violation of subdivision (b), (c), (d), (f) or (g) of  
14 section eleven hundred eighty of this chapter through the installation  
15 and operation of photo speed violation monitoring systems, in accordance  
16 with article thirty of this chapter; to comply with bus lane  
17 restrictions as defined by article twenty-four of this chapter through  
18 the installation and operation of bus lane photo devices, in accordance  
19 with article twenty-four of this chapter; to comply with toll collection  
20 regulations of certain public authorities through the installation and  
21 operation of photo-monitoring systems, in accordance with the provisions  
22 of section two thousand nine hundred eighty-five of the public authori-  
23 ties law and sections sixteen-a, sixteen-b and sixteen-c of chapter  
24 seven hundred seventy-four of the laws of nineteen hundred fifty; to  
25 stop for a school bus displaying a red visual signal in violation of  
26 section eleven hundred seventy-four of this chapter through the instal-  
27 lation and operation of school bus photo violation monitoring systems,  
28 in accordance with article twenty-nine of this chapter; to comply with  
29 certain posted maximum speed limits in violation of subdivision (b),  
30 (d), (f) or (g) of section eleven hundred eighty of this chapter within  
31 a highway construction or maintenance work area through the installation  
32 and operation of photo speed violation monitoring systems, in accordance  
33 with article thirty of this chapter; or to comply with certain posted  
34 maximum speed limits in violation of subdivision (b), (d), (f) or (g) of  
35 section eleven hundred eighty-h of this chapter within a highway safety  
36 corridor through the installation and operation of photo speed violation  
37 monitoring systems, in accordance with article thirty of this chapter;  
38 to comply with gross vehicle weight and/or axle weight restrictions in  
39 violation of section three hundred eighty-five of this chapter and the  
40 rules of the department of transportation of the city of New York  
41 through the installation and operation of weigh in motion violation  
42 monitoring systems, in accordance with article ten of this chapter; or  
43 to comply with bus operation-related traffic regulations as defined by  
44 article twenty-four of this chapter in violation of the rules of the  
45 department of transportation of the city of New York through the instal-  
46 lation and operation of bus operation-related photo devices, in accord-  
47 ance with article twenty-four of this chapter, (2) of the impending  
48 default judgment, (3) that such judgment will be entered in the Civil  
49 Court of the city in which the bureau has been established, or other  
50 court of civil jurisdiction or any other place provided for the entry of  
51 civil judgments within the state of New York, and (4) that a default may  
52 be avoided by entering a plea or contesting an allegation of liability  
53 in accordance with any provisions of law specifically authorizing the  
54 imposition of monetary liability on the owner of a vehicle for failure  
55 of an operator thereof: to comply with traffic-control indications in  
56 violation of subdivision (d) of section eleven hundred eleven of this

1 chapter through the installation and operation of traffic-control signal  
2 photo violation-monitoring systems, in accordance with article twenty-  
3 four of this chapter; to comply with certain posted maximum speed limits  
4 in violation of subdivision (b), (c), (d), (f) or (g) of section eleven  
5 hundred eighty of this chapter through the installation and operation of  
6 photo speed violation monitoring systems, in accordance with article  
7 thirty of this chapter; to comply with bus lane restrictions as defined  
8 by article twenty-four of this chapter through the installation and  
9 operation of bus lane photo devices, in accordance with article twenty-  
10 four of this chapter; to comply with toll collection regulations of  
11 certain public authorities through the installation and operation of  
12 photo-monitoring systems, in accordance with the provisions of section  
13 two thousand nine hundred eighty-five of the public authorities law and  
14 sections sixteen-a, sixteen-b and sixteen-c of chapter seven hundred  
15 seventy-four of the laws of nineteen hundred fifty; to stop for a school  
16 bus displaying a red visual signal in violation of section eleven  
17 hundred seventy-four of this chapter through the installation and opera-  
18 tion of school bus photo violation monitoring systems, in accordance  
19 with article twenty-nine of this chapter; to comply with certain posted  
20 maximum speed limits in violation of subdivision (b), (d), (f) or (g) of  
21 section eleven hundred eighty of this chapter within a highway  
22 construction or maintenance work area through the installation and oper-  
23 ation of photo speed violation monitoring systems, in accordance with  
24 article thirty of this chapter; to comply with gross vehicle weight  
25 and/or axle weight restrictions in violation of section three hundred  
26 eighty-five of this chapter and the rules of the department of transpor-  
27 tation of the city of New York through the installation and operation of  
28 weigh in motion violation monitoring systems, in accordance with article  
29 ten of this chapter; or to comply with bus operation-related traffic  
30 regulations as defined by article twenty-four of this chapter in  
31 violation of the rules of the department of transportation of the city  
32 of New York through the installation and operation of bus operation-re-  
33 lated photo devices, in accordance with article twenty-four of this  
34 chapter; or making an appearance within thirty days of the sending of  
35 such notice. Pleas entered and allegations contested within that period  
36 shall be in the manner prescribed in the notice and not subject to addi-  
37 tional penalty or fee. Such notice of impending default judgment shall  
38 not be required prior to the rendering and entry thereof in the case of  
39 operators or owners who are non-residents of the state of New York. In  
40 no case shall a default judgment be rendered or, where required, a  
41 notice of impending default judgment be sent, more than two years after  
42 the expiration of the time prescribed for entering a plea or contesting  
43 an allegation. When a person has demanded a hearing, no fine or penalty  
44 shall be imposed for any reason, prior to the holding of the hearing. If  
45 the hearing examiner shall make a determination on the charges, sustain-  
46 ing them, [~~he or she~~] the hearing examiner shall impose no greater  
47 penalty or fine than those upon which the person was originally charged.

48 § 9. Paragraph a of subdivision 5-a of section 401 of the vehicle and  
49 traffic law, as separately added by chapters 421, 460 and 773 of the  
50 laws of 2021, subparagraph (i) as amended by section 8 of part MM of  
51 chapter 56 of the laws of 2023, is amended to read as follows:

52 a. [~~(+)~~] If at the time of application for a registration or renewal  
53 thereof there is a certification from a court, parking violations  
54 bureau, traffic and parking violations agency or administrative tribunal  
55 of appropriate jurisdiction that the registrant or [~~his or her~~] the  
56 registrant's representative failed to appear on the return date or any

1 subsequent adjourned date or failed to comply with the rules and regu-  
2 lations of an administrative tribunal following entry of a final deci-  
3 sion in response to a total of three or more summonses or other process  
4 in the aggregate, issued within an eighteen month period, charging  
5 either that: (i) such motor vehicle was parked, stopped or standing, or  
6 that such motor vehicle was operated for hire by the registrant or [~~his~~  
7 ~~or her~~] the registrant's agent without being licensed as a motor vehicle  
8 for hire by the appropriate local authority, in violation of any of the  
9 provisions of this chapter or of any law, ordinance, rule or regulation  
10 made by a local authority; or (ii) the registrant was liable for a  
11 violation of subdivision (d) of section eleven hundred eleven of this  
12 chapter imposed pursuant to a local law or ordinance imposing monetary  
13 liability on the owner of a vehicle for failure of an operator thereof  
14 to comply with traffic-control indications through the installation and  
15 operation of traffic-control signal photo violation-monitoring systems,  
16 in accordance with article twenty-four of this chapter; or (iii) the  
17 registrant was liable for a violation of subdivision (b), (c), (d), (f)  
18 or (g) of section eleven hundred eighty of this chapter imposed pursuant  
19 to a demonstration program imposing monetary liability on the owner of a  
20 vehicle for failure of an operator thereof to comply with such posted  
21 maximum speed limits through the installation and operation of photo  
22 speed violation monitoring systems, in accordance with article thirty of  
23 this chapter; or (iv) the registrant was liable for a violation of bus  
24 lane restrictions as defined by article twenty-four of this chapter  
25 imposed pursuant to a bus rapid transit program imposing monetary  
26 liability on the owner of a vehicle for failure of an operator thereof  
27 to comply with such bus lane restrictions through the installation and  
28 operation of bus lane photo devices, in accordance with article twenty-  
29 four of this chapter; or (v) the registrant was liable for a violation  
30 of section eleven hundred seventy-four of this chapter when meeting a  
31 school bus marked and equipped as provided in subdivisions twenty and  
32 twenty-one-c of section three hundred seventy-five of this chapter  
33 imposed pursuant to a local law or ordinance imposing monetary liability  
34 on the owner of a vehicle for failure of an operator thereof to comply  
35 with school bus red visual signals through the installation and opera-  
36 tion of school bus photo violation monitoring systems, in accordance  
37 with article twenty-nine of this chapter; or (vi) the registrant was  
38 liable for a violation of section three hundred eighty-five of this  
39 chapter and the rules of the department of transportation of the city of  
40 New York in relation to gross vehicle weight and/or axle weight  
41 violations imposed pursuant to a weigh in motion demonstration program  
42 imposing monetary liability on the owner of a vehicle for failure of an  
43 operator thereof to comply with such gross vehicle weight and/or axle  
44 weight restrictions through the installation and operation of weigh in  
45 motion violation monitoring systems, in accordance with article ten of  
46 this chapter; or (vii) the registrant was liable for a violation of  
47 subdivision (b), (d), (f) or (g) of section eleven hundred eighty of  
48 this chapter imposed pursuant to a demonstration program imposing mone-  
49 tary liability on the owner of a vehicle for failure of an operator  
50 thereof to comply with such posted maximum speed limits within a highway  
51 construction or maintenance work area through the installation and oper-  
52 ation of photo speed violation monitoring systems, in accordance with  
53 article thirty of this chapter, or (viii) the registrant was liable for  
54 a violation of subdivision (b), (d), (f) or (g) of section eleven  
55 hundred eighty-h of this chapter imposed pursuant to a demonstration  
56 program imposing monetary liability on the owner of a vehicle for fail-

1 ure of an operator thereof to comply with such posted maximum speed  
2 limits within a highway safety corridor through the installation and  
3 operation of photo speed violation monitoring systems, in accordance  
4 with article thirty of this chapter, or (ix) the registrant was liable  
5 for a violation of bus operation-related traffic regulations as defined  
6 by article twenty-four of this chapter imposed pursuant to a demon-  
7 stration program imposing monetary liability on the owner of a vehicle  
8 for failure of an operator thereof to comply with such bus operation-re-  
9 lated traffic regulations through the installation and operation of bus  
10 operation-related photo devices, in accordance with article twenty-four  
11 of this chapter, the commissioner or [~~his or her~~] the commissioner's  
12 agent shall deny the registration or renewal application until the  
13 applicant provides proof from the court, traffic and parking violations  
14 agency or administrative tribunal wherein the charges are pending that  
15 an appearance or answer has been made or in the case of an administra-  
16 tive tribunal that [~~he or she~~] the registrant has complied with the  
17 rules and regulations of said tribunal following entry of a final deci-  
18 sion. Where an application is denied pursuant to this section, the  
19 commissioner may, in [~~his or her~~] the commissioner's discretion, deny a  
20 registration or renewal application to any other person for the same  
21 vehicle and may deny a registration or renewal application for any other  
22 motor vehicle registered in the name of the applicant where the commis-  
23 sioner has determined that such registrant's intent has been to evade  
24 the purposes of this subdivision and where the commissioner has reason-  
25 able grounds to believe that such registration or renewal will have the  
26 effect of defeating the purposes of this subdivision. Such denial shall  
27 only remain in effect as long as the summonses remain unanswered, or in  
28 the case of an administrative tribunal, the registrant fails to comply  
29 with the rules and regulations following entry of a final decision.

30 [~~(ii)~~] For purposes of this paragraph, the term "motor vehicle oper-  
31 ated for hire" shall mean and include a taxicab, livery, coach, limou-  
32 sine or tow truck.

33 § 10. Subdivision 1-a of section 1809 of the vehicle and traffic law,  
34 as amended by section 9 of part MM of chapter 56 of the laws of 2023, is  
35 amended to read as follows:

36 1-a. Notwithstanding the provisions of subdivision one of this  
37 section, the provisions of subdivision one of this section shall not  
38 apply to an adjudication of liability of owners: (a) for violations of  
39 subdivision (d) of section eleven hundred eleven of this chapter imposed  
40 pursuant to a local law or ordinance imposing monetary liability on the  
41 owner of a vehicle for failure of an operator thereof to comply with  
42 traffic-control indications through the installation and operation of  
43 traffic-control signal photo violation-monitoring systems, in accordance  
44 with article twenty-four of this chapter; or (b) for violations of  
45 subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty  
46 of this chapter imposed pursuant to a demonstration program imposing  
47 monetary liability on the owner of a vehicle for failure of an operator  
48 thereof to comply with such posted maximum speed limits through the  
49 installation and operation of photo speed violation monitoring systems,  
50 in accordance with article thirty of this chapter; or (c) for violations  
51 of bus lane restrictions as defined by article twenty-four of this chap-  
52 ter imposed pursuant to a bus rapid transit program imposing monetary  
53 liability on the owner of a vehicle for failure of an operator thereof  
54 to comply with such bus lane restrictions through the installation and  
55 operation of bus lane photo devices, in accordance with article twenty-  
56 four of this chapter; or (d) for violations of toll collection regu-

1 lations imposed by certain public authorities pursuant to the law  
2 authorizing such public authorities to impose monetary liability on the  
3 owner of a vehicle for failure of an operator thereof to comply with  
4 toll collection regulations of such public authorities through the  
5 installation and operation of photo-monitoring systems, in accordance  
6 with the provisions of section two thousand nine hundred eighty-five of  
7 the public authorities law and sections sixteen-a, sixteen-b and  
8 sixteen-c of chapter seven hundred seventy-four of the laws of nineteen  
9 hundred fifty; or (e) for violations of section eleven hundred seventy-  
10 four of this chapter when meeting a school bus marked and equipped as  
11 provided in subdivisions twenty and twenty-one-c of section three  
12 hundred seventy-five of this chapter imposed pursuant to a local law or  
13 ordinance imposing monetary liability on the owner of a vehicle for  
14 failure of an operator thereof to comply with school bus red visual  
15 signals through the installation and operation of school bus photo  
16 violation monitoring systems, in accordance with article twenty-nine of  
17 this chapter; or (f) for violations of section three hundred eighty-five  
18 of this chapter and the rules of the department of transportation of the  
19 city of New York in relation to gross vehicle weight and/or axle weight  
20 violations imposed pursuant to a weigh in motion demonstration program  
21 imposing monetary liability on the owner of a vehicle for failure of an  
22 operator thereof to comply with such gross vehicle weight and/or axle  
23 weight restrictions through the installation and operation of weigh in  
24 motion violation monitoring systems, in accordance with article ten of  
25 this chapter; or (g) for violations of subdivision (b), (d), (f) or (g)  
26 of section eleven hundred eighty of this chapter imposed pursuant to a  
27 demonstration program imposing monetary liability on the owner of a  
28 vehicle for failure of an operator thereof to comply with such posted  
29 maximum speed limits within a highway construction or maintenance work  
30 area through the installation and operation of photo speed violation  
31 monitoring systems, in accordance with article thirty of this chapter;  
32 or (h) for violations of bus operation-related traffic regulations as  
33 defined by article twenty-four of this chapter imposed pursuant to a  
34 demonstration program imposing monetary liability on the owner of a  
35 vehicle for failure of an operator thereof to comply with such bus oper-  
36 ation-related traffic regulations through the installation and operation  
37 of bus operation-related photo devices, in accordance with article twen-  
38 ty-four of this chapter; or (h) for violations of subdivision (b), (d),  
39 (f) or (g) of section eleven hundred eighty-h of this chapter imposed  
40 pursuant to a demonstration program imposing monetary liability on the  
41 owner of a vehicle for failure of an operator thereof to comply with  
42 such posted maximum speed limits within a highway construction or  
43 maintenance work area through the installation and operation of photo  
44 speed violation monitoring systems, in accordance with article thirty of  
45 this chapter.

46 § 11. Paragraph a of subdivision 1 of section 1809-e of the vehicle  
47 and traffic law, as amended by section 12 of part MM of chapter 56 of  
48 the laws of 2023, is amended to read as follows:

49 a. Notwithstanding any other provision of law, whenever proceedings in  
50 a court or an administrative tribunal of this state result in a  
51 conviction for an offense under this chapter, except a conviction pursu-  
52 ant to section eleven hundred ninety-two of this chapter, or for a traf-  
53 fic infraction under this chapter, or a local law, ordinance, rule or  
54 regulation adopted pursuant to this chapter, except: (i) a traffic  
55 infraction involving standing, stopping, or parking or violations by  
56 pedestrians or bicyclists; and (ii) an adjudication of liability of an

1 owner for a violation of subdivision (d) of section eleven hundred elev-  
2 en of this chapter imposed pursuant to a local law or ordinance imposing  
3 monetary liability on the owner of a vehicle for failure of an operator  
4 thereof to comply with traffic-control indications through the installa-  
5 tion and operation of traffic-control signal photo violation-monitoring  
6 systems, in accordance with article twenty-four of this chapter; and  
7 (iii) an adjudication of liability of an owner for a violation of subdivi-  
8 sion (b), (c), (d), (f) or (g) of section eleven hundred eighty of  
9 this chapter imposed pursuant to a demonstration program imposing mone-  
10 tary liability on the owner of a vehicle for failure of an operator  
11 thereof to comply with such posted maximum speed limits through the  
12 installation and operation of photo speed violation monitoring systems,  
13 in accordance with article thirty of this chapter; and (iv) an adjudi-  
14 cation of liability of an owner for a violation of bus lane restrictions  
15 as defined by article twenty-four of this chapter imposed pursuant to a  
16 bus rapid transit program imposing monetary liability on the owner of a  
17 vehicle for failure of an operator thereof to comply with such bus lane  
18 restrictions through the installation and operation of bus lane photo  
19 devices, in accordance with article twenty-four of this chapter; and (v)  
20 an adjudication of liability of an owner for a violation of toll  
21 collection regulations imposed by certain public authorities pursuant to  
22 the law authorizing such public authorities to impose monetary liability  
23 on the owner of a vehicle for failure of an operator thereof to comply  
24 with toll collection regulations of such public authorities through the  
25 installation and operation of photo-monitoring systems, in accordance  
26 with section two thousand nine hundred eighty-five of the public author-  
27 ities law or sections sixteen-a, sixteen-b and sixteen-c of chapter  
28 seven hundred seventy-four of the laws of nineteen hundred fifty; and  
29 (vi) an adjudication of liability of an owner for a violation of section  
30 eleven hundred seventy-four of this chapter when meeting a school bus  
31 marked and equipped as provided in subdivisions twenty and twenty-one-c  
32 of section three hundred seventy-five of this chapter imposed pursuant  
33 to a local law or ordinance imposing monetary liability on the owner of  
34 a vehicle for failure of an operator thereof to comply with school bus  
35 red visual signals through the installation and operation of school bus  
36 photo violation monitoring systems, in accordance with article twenty-  
37 nine of this chapter; and (vii) an adjudication of liability of an owner  
38 for a violation of section three hundred eighty-five of this chapter and  
39 the rules of the department of transportation of the city of New York in  
40 relation to gross vehicle weight and/or axle weight violations imposed  
41 pursuant to a weigh in motion demonstration program imposing monetary  
42 liability on the owner of a vehicle for failure of an operator thereof  
43 to comply with such gross vehicle weight and/or axle weight restrictions  
44 through the installation and operation of weigh in motion violation  
45 monitoring systems, in accordance with article ten of this chapter; and  
46 (viii) an adjudication of liability of an owner for a violation of  
47 subdivision (b), (d), (f) or (g) of section eleven hundred eighty of  
48 this chapter imposed pursuant to a demonstration program imposing mone-  
49 tary liability on the owner of a vehicle for failure of an operator  
50 thereof to comply with such posted maximum speed limits within a highway  
51 construction or maintenance work area through the installation and oper-  
52 ation of photo speed violation monitoring systems, in accordance with  
53 article thirty of this chapter; and (ix) an adjudication of liability of  
54 an owner for a violation of subdivision (b), (d), (f) or (g) of section  
55 eleven hundred eighty-h of this chapter imposed pursuant to a demon-  
56 stration program imposing monetary liability on the owner of a vehicle

1 for failure of an operator thereof to comply with such posted maximum  
2 speed limits within a highway safety corridor through the installation  
3 and operation of photo speed violation monitoring systems, in accordance  
4 with article thirty of this chapter, and [~~ix~~] (x) an adjudication of  
5 liability of an owner for a violation of bus operation-related traffic  
6 regulations as defined by article twenty-four of this chapter imposed  
7 pursuant to a demonstration program imposing monetary liability on the  
8 owner of a vehicle for failure of an operator thereof to comply with  
9 such bus operation-related traffic regulations through the installation  
10 and operation of bus operation-related photo devices, in accordance with  
11 article twenty-four of this chapter, there shall be levied in addition  
12 to any sentence, penalty or other surcharge required or permitted by  
13 law, an additional surcharge of twenty-eight dollars.

14 § 12. Section 371-a of the general municipal law, as separately added  
15 by chapters 421, 460 and 773 of the laws of 2021, is amended to read as  
16 follows:

17 § 371-a. Additional jurisdiction and procedure related to the adjudi-  
18 cation of certain notices of liability. A traffic violations bureau  
19 established pursuant to subdivision one and a traffic and parking  
20 violations agency established pursuant to subdivision two of section  
21 three hundred seventy-one of this article may be authorized to adjudi-  
22 cate, in accordance with the provisions of this article, the liability  
23 of owners: (a) for violations of subdivision (d) of section eleven  
24 hundred eleven of the vehicle and traffic law imposed pursuant to a  
25 local law or ordinance imposing monetary liability on the owner of a  
26 vehicle for failure of an operator thereof to comply with traffic-con-  
27 trol indications through the installation and operation of traffic-con-  
28 trol signal photo violation-monitoring systems, in accordance with arti-  
29 cle twenty-four of the vehicle and traffic law; or (b) for violations of  
30 section eleven hundred seventy-four of the vehicle and traffic law when  
31 meeting a school bus marked and equipped as provided in subdivisions  
32 twenty and twenty-one-c of section three hundred seventy-five of the  
33 vehicle and traffic law imposed pursuant to a local law or ordinance  
34 imposing monetary liability on the owner of a vehicle for failure of an  
35 operator thereof to comply with school bus red visual signals through  
36 the installation and operation of school bus photo violation monitoring  
37 systems, in accordance with article twenty-nine of the vehicle and traf-  
38 fic law; or (c) for violations of subdivision (b), (d), (f) or (g) of  
39 section eleven hundred eighty of the vehicle and traffic law imposed  
40 pursuant to a demonstration program imposing monetary liability on the  
41 owner of a vehicle for failure of an operator thereof to comply with  
42 such posted maximum speed limits within a highway construction or main-  
43 tenance work area through the installation and operation of photo speed  
44 violation monitoring systems, in accordance with article thirty of this  
45 chapter; or (d) for violations of subdivision (b), (d), (f) or (g) of  
46 section eleven hundred eighty-h of the vehicle and traffic law imposed  
47 pursuant to a demonstration program imposing monetary liability on the  
48 owner of a vehicle for failure of an operator thereof to comply with  
49 such posted maximum speed limits within a highway construction or main-  
50 tenance work area through the installation and operation of photo speed  
51 violation monitoring systems, in accordance with article thirty of the  
52 vehicle and traffic law.

53 § 13. The vehicle and traffic law is amended by adding a new section  
54 1180-h to read as follows:

55 § 1180-h. Owner liability for failure of operator to comply with  
56 certain posted maximum speed limits. (a) 1. Notwithstanding any other

1 provision of law, the commissioner is hereby authorized to establish a  
2 demonstration program imposing monetary liability on the owner of a  
3 vehicle for failure of an operator thereof to comply with posted maximum  
4 speed limits in a highway safety corridor. The commissioner, in consul-  
5 tation with the superintendent of the division of state police, shall  
6 determine the location in the highway safety corridor in which to  
7 install and operate photo speed violation monitoring systems. In select-  
8 ing a location in a highway safety corridor in which to install and  
9 operate a photo speed violation monitoring system, the commissioner  
10 shall consider criteria including, but not limited to, the speed data,  
11 crash history, and roadway geometry applicable to such highway safety  
12 corridor. A photo speed violation monitoring system shall not be  
13 installed or operated on a controlled-access highway exit ramp.

14 2. Notwithstanding any other provision of law, after holding a public  
15 hearing in accordance with the public officers law and subsequent  
16 approval of the establishment of a demonstration program in accordance  
17 with this section by a majority of the members of the entire board of  
18 the thruway authority, the chair is hereby authorized to establish a  
19 demonstration program imposing monetary liability on the owner of a  
20 vehicle for failure of an operator thereof to comply with posted maximum  
21 speed limits in a highway safety corridor. The chair, in consultation  
22 with the superintendent of the division of state police, shall determine  
23 the location of the highway safety corridor located on the thruway in  
24 which to install and operate photo speed violation monitoring systems.  
25 In selecting an area in which to install and operate a photo speed  
26 violation monitoring system, the chair shall consider criteria includ-  
27 ing, but not limited to, the speed data, crash history, and roadway  
28 geometry applicable to such highway safety corridor. A photo speed  
29 violation monitoring system shall not be installed or operated on a  
30 thruway exit ramp.

31 3. No photo speed violation monitoring system shall be used in a high-  
32 way safety corridor unless (i) on the day it is to be used it has  
33 successfully passed a self-test of its functions; and (ii) it has under-  
34 gone an annual calibration check performed pursuant to paragraph five of  
35 this subdivision. The commissioner or chair, as applicable, shall  
36 install signs giving notice that a photo speed violation monitoring  
37 system is in use, in conformance with standards established in the  
38 MUTCD.

39 4. Operators of photo speed violation monitoring systems shall have  
40 completed training in the procedures for setting up, testing, and oper-  
41 ating such systems. Each such operator shall complete and sign a daily  
42 set-up log for each such system that the operator operates that (i)  
43 states the date and time when, and the location where, the system was  
44 set up that day, and (ii) states that such operator successfully  
45 performed, and the system passed, the self-tests of such system before  
46 producing a recorded image that day. The commissioner or the chair, as  
47 applicable, shall retain each such daily log until the later of the date  
48 on which the photo speed violation monitoring system to which it applies  
49 has been permanently removed from use or the final resolution of all  
50 cases involving notices of liability issued based on photographs, micro-  
51 photographs, video or other recorded images produced by such system.

52 5. Each photo speed violation monitoring system shall undergo an annu-  
53 al calibration check performed by an independent calibration laboratory  
54 which shall issue a signed certificate of calibration. The commissioner  
55 or the chair, as applicable, shall keep each such annual certificate of  
56 calibration on file until the final resolution of all cases involving a

1 notice of liability issued during such year which were based on photo-  
2 graphs, microphotographs, videotape or other recorded images produced by  
3 such photo speed violation monitoring system.

4 6. (i) Such demonstration program shall utilize necessary technologies  
5 to ensure, to the extent practicable, that photographs, microphoto-  
6 graphs, videotape or other recorded images produced by such photo speed  
7 violation monitoring systems shall not include images that identify the  
8 driver, the passengers, or the contents of the vehicle. Provided, howev-  
9 er, that no notice of liability issued pursuant to this section shall be  
10 dismissed solely because such a photograph, microphotograph, videotape  
11 or other recorded image allows for the identification of the driver, the  
12 passengers, or the contents of vehicles where the commissioner or the  
13 chair, as applicable, shows that they made reasonable efforts to comply  
14 with the provisions of this paragraph in such case.

15 (ii) Photographs, microphotographs, videotape or any other recorded  
16 image from a photo speed violation monitoring system shall be for the  
17 exclusive use of the commissioner or the chair, as applicable, for the  
18 purpose of the adjudication of liability imposed pursuant to this  
19 section and of the owner receiving a notice of liability pursuant to  
20 this section, and shall be destroyed by the commissioner or chair, as  
21 applicable, upon the final resolution of the notice of liability to  
22 which such photographs, microphotographs, videotape or other recorded  
23 images relate, or one year following the date of issuance of such notice  
24 of liability, whichever is later. Notwithstanding the provisions of any  
25 other law, rule or regulation to the contrary, photographs, microphoto-  
26 graphs, videotape or any other recorded image from a photo speed  
27 violation monitoring system shall not be open to the public, nor subject  
28 to civil or criminal process or discovery, nor used by any court or  
29 administrative or adjudicatory body in any action or proceeding therein  
30 except that which is necessary for the adjudication of a notice of  
31 liability issued pursuant to this section, and no public entity or  
32 employee, officer or agent thereof shall disclose such information,  
33 except that such photographs, microphotographs, videotape or any other  
34 recorded images from such systems:

35 (A) shall be available for inspection and copying and use by the motor  
36 vehicle owner and operator for so long as such photographs, microphoto-  
37 graphs, videotape or other recorded images are required to be maintained  
38 or are maintained by such public entity, employee, officer or agent; and

39 (B) (1) shall be furnished when described in a search warrant issued  
40 by a court authorized to issue such a search warrant pursuant to article  
41 six hundred ninety of the criminal procedure law or a federal court  
42 authorized to issue such a search warrant under federal law, where such  
43 search warrant states that there is reasonable cause to believe such  
44 information constitutes evidence of, or tends to demonstrate that, a  
45 misdemeanor or felony offense was committed in this state or another  
46 state, or that a particular person participated in the commission of a  
47 misdemeanor or felony offense in this state or another state, provided,  
48 however, that if such offense was against the laws of another state, the  
49 court shall only issue a warrant if the conduct comprising such offense  
50 would, if occurring in this state, constitute a misdemeanor or felony  
51 against the laws of this state; and

52 (2) shall be furnished in response to a subpoena duces tecum signed by  
53 a judge of competent jurisdiction and issued pursuant to article six  
54 hundred ten of the criminal procedure law or a judge or magistrate of a  
55 federal court authorized to issue such a subpoena duces tecum under  
56 federal law, where the judge finds and the subpoena states that there is

1 reasonable cause to believe such information is relevant and material to  
2 the prosecution, or the defense, or the investigation by an authorized  
3 law enforcement official, of the alleged commission of a misdemeanor or  
4 felony in this state or another state, provided, however, that if such  
5 offense was against the laws of another state, such judge or magistrate  
6 shall only issue such subpoena if the conduct comprising such offense  
7 would, if occurring in this state, constitute a misdemeanor or felony in  
8 this state; and

9 (3) may, if lawfully obtained pursuant to this clause and clause (A)  
10 of this subparagraph and otherwise admissible, be used in such criminal  
11 action or proceeding.

12 (b) If the commissioner or chair establishes a demonstration program  
13 pursuant to subdivision (a) of this section, the owner of a vehicle  
14 shall be liable for a penalty imposed pursuant to this section if such  
15 vehicle was used or operated with the permission of the owner, express  
16 or implied, within a highway safety corridor located on a controlled-ac-  
17 cess highway or on the thruway in violation of paragraph two of subdivi-  
18 sion (d) or subdivision (f), or when other speed limits are in effect in  
19 violation of subdivision (b) or (g) or paragraph one of subdivision (d),  
20 of section eleven hundred eighty of this article, such vehicle was trav-  
21 eling at a speed of more than ten miles per hour above the posted speed  
22 limit in effect within such highway safety corridor, and such violation  
23 is evidenced by information obtained from a photo speed violation moni-  
24 toring system; provided however that no owner of a vehicle shall be  
25 liable for a penalty imposed pursuant to this section where the operator  
26 of such vehicle has been convicted of the underlying violation of subdivi-  
27 sion (b), (d), (f) or (g) of section eleven hundred eighty of this  
28 article.

29 (c) For purposes of this section, the following terms shall have the  
30 following meanings:

31 1. "chair" shall mean the chair of the New York state thruway authori-  
32 ty;

33 2. "commissioner" shall mean the commissioner of transportation;

34 3. "controlled-access highway" shall mean a controlled-access highway  
35 as defined by section one hundred nine of this chapter under the commis-  
36 sioner's jurisdiction which has been functionally classified by the  
37 department of transportation as principal arterial - interstate or prin-  
38 cipal arterial - other freeway/expressway on official functional classi-  
39 fication maps approved by the federal highway administration pursuant to  
40 part 470.105 of title 23 of the code of federal regulations, as amended  
41 from time to time;

42 4. "manual on uniform traffic control devices" or "MUTCD" shall mean  
43 the manual and specifications for a uniform system of traffic control  
44 devices maintained by the commissioner pursuant to section sixteen  
45 hundred eighty of this chapter;

46 5. "owner" shall have the meaning provided in article two-B of this  
47 chapter;

48 6. "photo speed violation monitoring system" shall mean a vehicle  
49 sensor installed to work in conjunction with a speed measuring device  
50 which automatically produces two or more photographs, two or more micro-  
51 photographs, a videotape or other recorded images of each vehicle at the  
52 time it is used or operated in a highway safety corridor located on a  
53 controlled-access highway or on the thruway in violation of subdivision  
54 (b), (d), (f) or (g) of section eleven hundred eighty of this article in  
55 accordance with the provisions of this section;

1 7. "thruway authority" shall mean the New York state thruway authori-  
2 ty, a body corporate and politic constituting a public corporation  
3 created and constituted pursuant to title nine of article two of the  
4 public authorities law; and

5 8. "thruway" shall mean generally a divided highway under the juris-  
6 isdiction of the thruway authority for mixed traffic with access limited  
7 as the thruway authority may determine and generally with grade sepa-  
8 rations at intersections.

9 (d) A certificate, sworn to or affirmed by a technician employed by  
10 the commissioner or chair as applicable, or a facsimile thereof, based  
11 upon inspection of photographs, microphotographs, videotape or other  
12 recorded images produced by a photo speed violation monitoring system,  
13 shall be prima facie evidence of the facts contained therein. Any photo-  
14 graphs, microphotographs, videotape or other recorded images evidencing  
15 such a violation shall include at least two date and time stamped images  
16 of the rear of the motor vehicle that include the same stationary object  
17 near the motor vehicle and shall be available for inspection reasonably  
18 in advance of and at any proceeding to adjudicate the liability for such  
19 violation pursuant to this section.

20 (e) An owner liable for a violation of subdivision (b), (d), (f) or  
21 (g) of section eleven hundred eighty of this article pursuant to a  
22 demonstration program established pursuant to this section shall be  
23 liable for monetary penalties not to exceed fifty dollars for a first  
24 violation, seventy-five dollars for a second violation both of which  
25 were committed within a period of eighteen months, and one hundred  
26 dollars for a third or subsequent violation all of which were committed  
27 within a period of eighteen months; provided, however, that an addi-  
28 tional penalty not in excess of twenty-five dollars for each violation  
29 may be imposed for the failure to respond to a notice of liability with-  
30 in the prescribed time period.

31 (f) An imposition of liability under the demonstration program estab-  
32 lished pursuant to this section shall not be deemed a conviction as an  
33 operator and shall not be made part of the operating record of the  
34 person upon whom such liability is imposed nor shall it be used for  
35 insurance purposes in the provision of motor vehicle insurance coverage.

36 (g) 1. A notice of liability shall be sent by first class mail to each  
37 person alleged to be liable as an owner for a violation of subdivision  
38 (b), (d), (f) or (g) of section eleven hundred eighty of this article  
39 pursuant to this section, within fourteen business days if such owner is  
40 a resident of this state and within forty-five business days if such  
41 owner is a non-resident. Personal delivery on the owner shall not be  
42 required. A manual or automatic record of mailing prepared in the  
43 ordinary course of business shall be prima facie evidence of the facts  
44 contained therein.

45 2. A notice of liability shall contain the name and address of the  
46 person alleged to be liable as an owner for a violation of subdivision  
47 (b), (d), (f) or (g) of section eleven hundred eighty of this article  
48 pursuant to this section, the registration number of the vehicle  
49 involved in such violation, the location where such violation took  
50 place, the date and time of such violation, the identification number of  
51 the camera which recorded the violation or other document locator  
52 number, at least two date and time stamped images of the rear of the  
53 motor vehicle that include the same stationary object near the motor  
54 vehicle, and the certificate charging the liability.

55 3. The notice of liability shall contain information advising the  
56 person charged of the manner and the time in which the person may

1 contest the liability alleged in the notice. Such notice of liability  
2 shall also contain a prominent warning to advise the person charged that  
3 failure to contest in the manner and time provided shall be deemed an  
4 admission of liability and that a default judgment may be entered there-  
5 on.

6 4. The notice of liability shall be prepared and mailed by the commis-  
7 sioner or chair as applicable, or by any other entity authorized by the  
8 commissioner or chair to prepare and mail such notice of liability.

9 (h) Adjudication of the liability imposed upon owners of this section  
10 shall be by a traffic violations bureau established pursuant to section  
11 three hundred seventy of the general municipal law where the violation  
12 occurred or, if there be none, by the court having jurisdiction over  
13 traffic infractions where the violation occurred, except that if a city  
14 has established an administrative tribunal to hear and determine  
15 complaints of traffic infractions constituting parking, standing or  
16 stopping violations such city may, by local law, authorize such adjudi-  
17 cation by such tribunal.

18 (i) If an owner receives a notice of liability pursuant to this  
19 section for any time period during which the vehicle or the number plate  
20 or plates of such vehicle was reported to the police department as  
21 having been stolen, it shall be a valid defense to an allegation of  
22 liability for a violation of subdivision (b), (d), (f) or (g) of section  
23 eleven hundred eighty of this article pursuant to this section that the  
24 vehicle or the number plate or plates of such vehicle had been reported  
25 to the police as stolen prior to the time the violation occurred and had  
26 not been recovered by such time. For purposes of asserting the defense  
27 provided by this subdivision, it shall be sufficient that a certified  
28 copy of the police report on the stolen vehicle or number plate or  
29 plates of such vehicle be sent by first class mail to the traffic  
30 violations bureau, court having jurisdiction or parking violations  
31 bureau.

32 (j) 1. Where the adjudication of liability imposed upon owners pursu-  
33 ant to this section is by a traffic violations bureau or a court having  
34 jurisdiction, an owner who is a lessor of a vehicle to which a notice of  
35 liability was issued pursuant to subdivision (g) of this section shall  
36 not be liable for the violation of subdivision (b), (d), (f) or (g) of  
37 section eleven hundred eighty of this article pursuant to this section,  
38 provided that the owner sends to the traffic violations bureau or court  
39 having jurisdiction a copy of the rental, lease or other such contract  
40 document covering such vehicle on the date of the violation, with the  
41 name and address of the lessee clearly legible, within thirty-seven days  
42 after receiving notice from the bureau or court of the date and time of  
43 such violation, together with the other information contained in the  
44 original notice of liability. Failure to send such information within  
45 such thirty-seven day time period shall render the owner liable for the  
46 penalty prescribed by this section. Where the lessor complies with the  
47 provisions of this paragraph, the lessee of such vehicle on the date of  
48 such violation shall be deemed to be the owner of such vehicle for  
49 purposes of this section, shall be subject to liability for the  
50 violation of subdivision (b), (d), (f) or (g) of section eleven hundred  
51 eighty of this article pursuant to this section and shall be sent a  
52 notice of liability pursuant to subdivision (g) of this section.

53 2. (i) In a city which, by local law, has authorized the adjudication  
54 of liability imposed upon owners by this section by a parking violations  
55 bureau, an owner who is a lessor of a vehicle to which a notice of  
56 liability was issued pursuant to subdivision (g) of this section shall

1 not be liable for the violation of subdivision (b), (d), (f) or (g) of  
2 section eleven hundred eighty of this article, provided that:

3 (A) prior to the violation, the lessor has filed with the bureau in  
4 accordance with the provisions of section two hundred thirty-nine of  
5 this chapter; and

6 (B) within thirty-seven days after receiving notice from the bureau of  
7 the date and time of a liability, together with the other information  
8 contained in the original notice of liability, the lessor submits to the  
9 bureau the correct name and address of the lessee of the vehicle identi-  
10 fied in the notice of liability at the time of such violation, together  
11 with such other additional information contained in the rental, lease or  
12 other contract document, as may be reasonably required by the bureau  
13 pursuant to regulations that may be promulgated for such purpose.

14 (ii) Failure to comply with clause (B) of subparagraph (i) of this  
15 paragraph shall render the owner liable for the penalty prescribed in  
16 this section.

17 (iii) Where the lessor complies with the provisions of this paragraph,  
18 the lessee of such vehicle on the date of such violation shall be deemed  
19 to be the owner of such vehicle for purposes of this section, shall be  
20 subject to liability for such violation pursuant to this section and  
21 shall be sent a notice of liability pursuant to subdivision (g) of this  
22 section.

23 (k) 1. If the owner liable for a violation of subdivision (b), (d),  
24 (f) or (g) of section eleven hundred eighty of this article pursuant to  
25 this section was not the operator of the vehicle at the time of the  
26 violation, the owner may maintain an action for indemnification against  
27 the operator.

28 2. Notwithstanding any other provision of this section, no owner of a  
29 vehicle shall be subject to a monetary fine imposed pursuant to this  
30 section if the operator of such vehicle was operating such vehicle with-  
31 out the consent of the owner at the time such operator operated such  
32 vehicle in violation of subdivision (b), (d), (f) or (g) of section  
33 eleven hundred eighty of this article. For purposes of this subdivision  
34 there shall be a presumption that the operator of such vehicle was oper-  
35 ating such vehicle with the consent of the owner at the time such opera-  
36 tor operated such vehicle in violation of subdivision (b), (d), (f) or  
37 (g) of section eleven hundred eighty of this article.

38 (l) Nothing in this section shall be construed to limit the liability  
39 of an operator of a vehicle for any violation of subdivision (b), (d),  
40 (f) or (g) of section eleven hundred eighty of this article.

41 (m) If the commissioner or chair adopts a demonstration program pursu-  
42 ant to subdivision (a) of this section the commissioner or chair, as  
43 applicable, shall conduct a study and submit a report on or before May  
44 first, two thousand twenty-six and a report on or before May first, two  
45 thousand twenty-eight on the results of the use of photo devices to the  
46 governor, the temporary president of the senate and the speaker of the  
47 assembly. The commissioner or chair shall also make such reports avail-  
48 able on their public-facing websites, provided that they may provide  
49 aggregate data from paragraph one of this subdivision if the commission-  
50 er or chair finds that publishing specific location data would jeopard-  
51 ize public safety. Such report shall include:

52 1. the locations where and dates when photo speed violation monitoring  
53 systems were used;

54 2. the aggregate number, type and severity of crashes, fatalities,  
55 injuries and property damage reported within all highway safety corridor  
56 on controlled-access highways or on the thruway, to the extent the

1 information is maintained by the commissioner, chair or the department  
2 of motor vehicles of this state;

3 3. the aggregate number, type and severity of crashes, fatalities,  
4 injuries and property damage reported within the highway safety corridor  
5 where photo speed violation monitoring systems were used, to the extent  
6 the information is maintained by the commissioner, chair or the depart-  
7 ment of motor vehicles of this state;

8 4. the number of violations recorded within all highway safety corri-  
9 dors on controlled-access highways or on the thruway, in the aggregate  
10 on a daily, weekly and monthly basis to the extent the information is  
11 maintained by the commissioner, chair or the department of motor vehi-  
12 cles of this state;

13 5. the number of violations recorded within each highway safety corri-  
14 dor where a photo speed violation monitoring system is used, in the  
15 aggregate on a daily, weekly and monthly basis;

16 6. to the extent the information is maintained by the commissioner,  
17 chair or the department of motor vehicles of this state, the number of  
18 violations recorded within all highway safety corridor on controlled-ac-  
19 cess highways or on the thruway that were:

20 (i) more than ten but not more than twenty miles per hour over the  
21 posted speed limit;

22 (ii) more than twenty but not more than thirty miles per hour over the  
23 posted speed limit;

24 (iii) more than thirty but not more than forty miles per hour over the  
25 posted speed limit; and

26 (iv) more than forty miles per hour over the posted speed limit;

27 7. the number of violations recorded within each highway safety corri-  
28 dor where a photo speed violation monitoring system is used that were:

29 (i) more than ten but not more than twenty miles per hour over the  
30 posted speed limit;

31 (ii) more than twenty but not more than thirty miles per hour over the  
32 posted speed limit;

33 (iii) more than thirty but not more than forty miles per hour over the  
34 posted speed limit; and

35 (iv) more than forty miles per hour over the posted speed limit;

36 8. the total number of notices of liability issued for violations  
37 recorded by such systems;

38 9. the number of fines and total amount of fines paid after the first  
39 notice of liability issued for violations recorded by such systems, to  
40 the extent the information is maintained by the commissioner, chair or  
41 the department of motor vehicles of this state;

42 10. the number of violations adjudicated and the results of such adju-  
43 dications including breakdowns of dispositions made for violations  
44 recorded by such systems, to the extent the information is maintained by  
45 the commissioner, chair or the department of motor vehicles of this  
46 state;

47 11. the total amount of revenue realized by the state or thruway  
48 authority in connection with the program;

49 12. the expenses incurred by the state or the thruway authority in  
50 connection with the program;

51 13. an itemized list of expenditures made by the state and the thruway  
52 authority on safety corridor projects undertaken in accordance with  
53 subdivisions eleven and twelve of section eighteen hundred three of this  
54 chapter; and

1 14. the quality of the adjudication process and its results, to the  
2 extent the information is maintained by the commissioner, chair or the  
3 department of motor vehicles of this state.

4 (n) It shall be a defense to any prosecution for a violation of subdivi-  
5 vision (b), (d), (f) or (g) of section eleven hundred eighty of this  
6 article pursuant to this section that such photo speed violation moni-  
7 toring system was malfunctioning at the time of the alleged violation.

8 § 14. Section 401 of the highway law, as renumbered by section 1 of  
9 this act, is amended to read as follows:

10 § 401. Saving clause. The repeal of a law, as specified in section  
11 [~~three hundred and fifty-three~~] four hundred four of this article shall  
12 not affect or impair any contract, or any act done, or right accruing,  
13 accrued or acquired or any penalty, forfeiture, or punishment incurred  
14 prior to the time when this chapter or any section thereof takes effect,  
15 under or by virtue of the laws so repealed, but the same may be  
16 asserted, enforced, prosecuted, or inflicted, as fully and to the same  
17 extent, as if such laws had not been repealed.

18 § 15. Section 402 of the highway law, as added by chapter 506 of the  
19 laws of 1936, and as renumbered by section 1 of this act, is amended to  
20 read as follows:

21 § 402. Effect of amendments to and repeals of provisions of the former  
22 highway law. 1. An act of the legislature of the year nineteen hundred  
23 thirty-six which, in form, amends or repeals or purports to amend or  
24 repeal any provision or provisions of the former highway law shall be  
25 legally effective notwithstanding the repeal of such former highway law  
26 by section [~~three hundred fifty-three~~] four hundred four of this  
27 article, and shall be construed as an amendment or repeal, as the case  
28 may be, of the corresponding provision or provisions of this chapter  
29 irrespective of whether such provision or provisions are contained in  
30 this chapter in one or more than one article, section, subdivision or  
31 other part thereof and such corresponding provision or provisions shall  
32 be deemed amended, modified, changed or repealed as though the same had  
33 been expressly and in terms so amended or repealed.

34 2. An act of the legislature of the year nineteen hundred thirty-six  
35 which adds or purports to add a new article, section, subdivision or  
36 other provision of law to the former highway law shall be legally effec-  
37 tive notwithstanding the repeal of such former highway law by section  
38 [~~three hundred fifty-three~~] four hundred four of this article and shall  
39 be construed as having been added to this chapter and shall be given  
40 full effect according to its context as if the same had been added  
41 expressly and in terms to this chapter and shall be deemed to have been  
42 inserted in this chapter in juxtaposition to and as modifying the effect  
43 of the corresponding provision or provisions of this chapter.

44 3. The repeal of such former highway law by section [~~three hundred~~  
45 ~~fifty-three~~] four hundred four of this article shall not be construed to  
46 impair or affect the validity of any act of the legislature of the year  
47 nineteen hundred thirty-six relating to highways, roads or bridges  
48 because of any reference to or dependency on such former law but such  
49 act shall be construed in connection with this chapter as though in  
50 terms and in effect such act referred to or dependent upon this chapter.

51 § 16. This act shall take effect on the one hundred eightieth day  
52 after it shall have become a law. Effective immediately, the addition,  
53 amendment and/or repeal of any rule or regulation necessary for the  
54 implementation of this act on its effective date are authorized to be  
55 made and completed on or before such date.