

# STATE OF NEW YORK

5440

2025-2026 Regular Sessions

## IN ASSEMBLY

February 14, 2025

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

AN ACT to amend the vehicle and traffic law, in relation to owner liability for failure of an operator to comply with traffic control indicators; to amend the public officers law, in relation to access to records prepared pursuant to traffic control indicators; and providing for the repeal of certain provisions upon expiration thereof

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

1 Section 1. The vehicle and traffic law is amended by adding a new  
2 section 1111-i to read as follows:

3 § 1111-i. Owner liability for failure of an operator to comply with  
4 traffic control indicators. (a) 1. Notwithstanding any other provision  
5 of law, the city of New York is hereby authorized to establish a demon-  
6 stration program imposing monetary liability on the owner of a vehicle  
7 for failure of an operator thereof to comply with posted traffic control  
8 indicators in such city in accordance with the provisions of this  
9 section. Such demonstration program shall empower the city to install  
10 traffic control indicator photo devices on city vehicles and along  
11 streets at locations determined by such city and to administer such  
12 program in consultation with the New York city department of transporta-  
13 tion.

14 2. Any photographs, microphotographs, videotape or other recorded  
15 images captured by traffic control indicator photo devices shall be  
16 inadmissible in any disciplinary proceeding convened by the city and any  
17 proceeding initiated by the city involving licensure privileges of city  
18 vehicle operators. Any traffic control indicator photo device mounted  
19 along streets at locations determined by New York city or mounted on a  
20 city vehicle shall be directed outwardly from such vehicle to capture  
21 images of vehicles operated in violation of traffic control indicators,  
22 and images produced by such device shall not be used for any other

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

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1 purpose in the absence of a court order requiring such images to be  
2 produced.

3 3. No traffic control indicator vehicle photo device shall be used  
4 unless on the day it is to be used it has successfully passed a self-  
5 test of its functions.

6 4. (i) Such demonstration program shall utilize necessary technologies  
7 to ensure, to the extent practicable, that photographs, microphoto-  
8 graphs, videotape or other recorded images produced by such traffic  
9 control indicator photo device shall not include images that identify  
10 the driver, the passengers, or the contents of the vehicle. Provided,  
11 however, that no notice of liability issued pursuant to this section  
12 shall be dismissed solely because such a photograph, microphotograph,  
13 videotape or other recorded image allows for the identification of the  
14 driver, the passengers, or the contents of vehicles where the city shows  
15 that it made reasonable efforts to comply with the provisions of this  
16 paragraph in such case.

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

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

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

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

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

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

13 5. Every city vehicle upon which a traffic control indicator photo  
14 device is installed and operated pursuant to a demonstration program  
15 authorized pursuant to this section shall be equipped with signs, plac-  
16 ards or other displays giving notice to approaching motor vehicle opera-  
17 tors that traffic control indicator photo devices are used to enforce  
18 traffic control indicators.

19 6. Warning notices of violation shall be issued during the first sixty  
20 days that traffic control indicator photo devices pursuant to a demon-  
21 stration program authorized by this section are active and in operation.

22 7. The city shall adopt and enforce measures:

23 (i) to upgrade signage at regular intervals stating that traffic  
24 control indicator photo devices are used to enforce traffic control  
25 indicators along such routes; and

26 (ii) to prohibit the use or dissemination of vehicles' license plate  
27 information and other information and images captured by traffic control  
28 indicator photo devices except: (A) as required to establish liability  
29 under this section or collect payment of penalties; (B) as required by  
30 court order; or (C) as otherwise required by law.

31 (b) If the city has established a program pursuant to subdivision (a)  
32 of this section, the owner of a vehicle shall be liable for a penalty  
33 imposed pursuant to this section if such vehicle was parked in violation  
34 of any parking rule of such city and such violation is evidenced by  
35 information obtained from a traffic control indicator photo device.

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

38 1. "City" shall mean the city of New York.

39 2. "Manual on uniform traffic control devices" or "MUTCD" shall mean  
40 the manual and specifications for a uniform system of traffic control  
41 devices maintained by the commissioner of transportation pursuant to  
42 section sixteen hundred eighty of this chapter.

43 3. "Owner" shall have the meaning provided in article two-B of this  
44 chapter.

45 4. "Traffic control indicators" shall mean the prohibited parking,  
46 standing or stopping of any vehicle by the city of New York during  
47 designated time periods as posted by signs or street markings pursuant  
48 to the rules of the New York city department of transportation.

49 5. "Traffic control indicator photo device" shall mean a device that  
50 is mounted along streets at locations determined by New York city as  
51 well as a device that is mounted on a vehicle, is capable of operating  
52 independently of an enforcement officer and produces one or more images  
53 of each vehicle at the time it is in violation of traffic control indi-  
54 cators.

55 (d) A certificate, sworn to or affirmed by a technician employed by  
56 the city, or a facsimile thereof, based upon inspection of photographs,

1 microphotographs, videotape or other recorded images produced by a traf-  
2 fic control indicator photo device, shall be prima facie evidence of the  
3 facts contained therein. Any photographs, microphotographs, videotape or  
4 other recorded images evidencing such a violation shall be available for  
5 inspection in any proceeding to adjudicate the liability for such  
6 violation pursuant to this section.

7 (e) An owner liable for a violation of a parking rule imposed on any  
8 route shall be liable for monetary penalties in accordance with a sched-  
9 ule of fines and penalties promulgated by the parking violations bureau  
10 of the city of New York; provided, however, that the monetary penalty  
11 for violating a parking rule shall not exceed fifty dollars for the  
12 first violation; one hundred dollars for a second violation within a  
13 twelve-month period; one hundred fifty dollars for a third violation  
14 within a twelve-month period; two hundred dollars for a fourth violation  
15 within a twelve-month period; and two hundred fifty dollars for each  
16 subsequent violation within a twelve-month period; provided, further,  
17 that an owner shall be liable for an additional penalty not to exceed  
18 twenty-five dollars for each violation for the failure to respond to a  
19 notice of liability within the prescribed time period.

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

25 (g) 1. A notice of liability shall be sent by first class mail to each  
26 person alleged to be liable as an owner for a violation of a parking  
27 rule. Personal delivery on the owner shall not be required. A manual or  
28 automatic record of mailing prepared in the ordinary course of business  
29 shall be prima facie evidence of the facts contained therein.

30 2. A notice of liability shall contain the name and address of the  
31 person alleged to be liable as an owner for violation of a parking rule,  
32 the registration number of the vehicle involved in such violation, the  
33 location where such violation took place including the street or cross  
34 streets, one or more images identifying the violation, the date and time  
35 of such violation and the identification number of the traffic control  
36 indicator photo device that recorded the violation or other document  
37 locator number.

38 3. The notice of liability shall contain information advising the  
39 person charged of the manner and the time in which such person may  
40 contest the liability alleged in the notice. Such notice of liability  
41 shall also contain a warning to advise the person charged that failure  
42 to contest in the manner and time provided shall be deemed an admission  
43 of liability and that a default judgment may be entered thereon.

44 4. The notice of liability shall be prepared and mailed by the agency  
45 or agencies designated by the city, or any other entity authorized by  
46 such city to prepare and mail such notification of violation.

47 5. Adjudication of the liability imposed upon owners by this section  
48 shall be by the New York city parking violations bureau.

49 (h) If an owner of a vehicle receives a notice of liability pursuant  
50 to this section for any time period during which the vehicle was  
51 reported to the police department as having been stolen, it shall be a  
52 valid defense to an allegation of liability for violation of a parking  
53 rule of such city, that the vehicle had been reported to the police as  
54 stolen prior to the time the violation occurred and had not been recov-  
55 ered by such time. For purposes of asserting the defense provided by  
56 this subdivision it shall be sufficient that a certified copy of the

1 police report on the stolen vehicle be sent by first class mail to the  
2 city parking violations bureau.

3 (i) 1. An owner who is a lessor of a vehicle to which a notice of  
4 liability was issued pursuant to subdivision (g) of this section shall  
5 not be liable for the violation of the parking rule, provided that:

6 (i) prior to the violation, the lessor has filed with such parking  
7 violations bureau in accordance with the provisions of section two  
8 hundred thirty-nine of this chapter; and

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

17 2. Failure to comply with subparagraph (ii) of paragraph one of this  
18 subdivision shall render the lessor liable for the penalty prescribed in  
19 this section.

20 3. Where the lessor complies with the provisions of paragraph one of  
21 this subdivision, the lessee of such vehicle on the date of such  
22 violation shall be deemed to be the owner of such vehicle for purposes  
23 of this section, shall be subject to liability for such violation pursu-  
24 ant to this section, and shall be sent a notice of liability pursuant to  
25 subdivision (g) of this section.

26 (j) Nothing in this section shall be construed to limit the liability  
27 of an operator of a vehicle for any violation of a parking rule.

28 (k) If the city adopts a demonstration program pursuant to subdivision  
29 (a) of this section, such city's department of transportation shall  
30 submit a report on the results of the use of traffic control indicator  
31 photo devices to the governor, the temporary president of the senate,  
32 and the speaker of the assembly two years after the demonstration is  
33 adopted. The department of transportation of the city of New York shall  
34 also make such reports available on their public-facing websites,  
35 provided that they may provide aggregate data from paragraph one of this  
36 subdivision if the city finds that publishing specific location data  
37 would jeopardize public safety. Such report shall include, but not be  
38 limited to:

39 1. a description of the locations and/or vehicles where traffic  
40 control indicator vehicle photo devices were used;

41 2. the total number of violations recorded on a monthly and annual  
42 basis;

43 3. the total number of notices of liability issued;

44 4. the number of fines and total amount of fines paid after the first  
45 notice of liability;

46 5. the number of violations adjudicated and results of such adjudi-  
47 cations including breakdowns of dispositions made;

48 6. the total amount of revenue realized by such city and department  
49 and an itemized list of expenditures made by the city and department  
50 with these revenues;

51 7. the quality of the adjudication process and its results;

52 8. the total number of cameras by type of camera used; and

53 9. the total cost to such city.

54 (l) It shall be a defense to any prosecution for a violation of a  
55 parking rule pursuant to a demonstration program adopted pursuant to



1 this section that such traffic control indicator photo devices were  
2 malfunctioning at the time of the alleged violation.

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

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

1 (h) to adjudicate the liability of owners for violations of subdivision  
2 (b), (d), (f) or (g) of section eleven hundred eighty of this chapter  
3 imposed pursuant to a demonstration program imposing monetary liability  
4 on the owner of a vehicle for failure of an operator thereof to comply  
5 with such posted maximum speed limits within a highway construction or  
6 maintenance work area through the installation and operation of photo  
7 speed violation monitoring systems, in accordance with article thirty of  
8 this chapter, or (i) to adjudicate the liability of owners for  
9 violations of bus operation-related traffic regulations as defined by  
10 article twenty-four of this chapter imposed pursuant to a demonstration  
11 program imposing monetary liability on the owner of a vehicle for fail-  
12 ure of an operator thereof to comply with such bus operation-related  
13 traffic regulations through the installation and operation of bus opera-  
14 tion-related photo devices, in accordance with article twenty-four of  
15 this chapter, or (j) to adjudicate the liability of owners for  
16 violations of traffic control indicators as defined by article twenty-  
17 four of this chapter imposed pursuant to a program imposing monetary  
18 liability on the owner of a vehicle for failure of an operator thereof  
19 to comply with such traffic control indicators through the installation  
20 and operation of traffic control indicator photo devices, in accordance  
21 with article twenty-four of this chapter, such tribunal and the rules  
22 and regulations pertaining thereto shall be constituted in substantial  
23 conformance with the following sections.

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

27 1. Creation. In any city as hereinbefore or hereafter authorized such  
28 tribunal when created shall be known as the parking violations bureau  
29 and shall have jurisdiction of traffic infractions which constitute a  
30 parking violation and, where authorized: (a) to adjudicate the liability  
31 of owners for violations of subdivision (d) of section eleven hundred  
32 eleven of this chapter imposed pursuant to a local law or ordinance  
33 imposing monetary liability on the owner of a vehicle for failure of an  
34 operator thereof to comply with traffic-control indications through the  
35 installation and operation of traffic-control signal photo violation-  
36 monitoring systems, in accordance with article twenty-four of this chap-  
37 ter, or (b) to adjudicate the liability of owners for violations of  
38 subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty  
39 of this chapter imposed pursuant to a demonstration program imposing  
40 monetary liability on the owner of a vehicle for failure of an operator  
41 thereof to comply with such posted maximum speed limits through the  
42 installation and operation of photo speed violation monitoring systems,  
43 in accordance with article thirty of this chapter, or (c) to adjudicate  
44 the liability of owners for violations of bus lane restrictions as  
45 defined by article twenty-four of this chapter imposed pursuant to a bus  
46 rapid transit program imposing monetary liability on the owner of a  
47 vehicle for failure of an operator thereof to comply with such bus lane  
48 restrictions through the installation and operation of bus lane photo  
49 devices, in accordance with article twenty-four of this chapter, or (d)  
50 to adjudicate the liability of owners for violations of toll collection  
51 regulations imposed by certain public authorities pursuant to the law  
52 authorizing such public authorities to impose monetary liability on the  
53 owner of a vehicle for failure of an operator thereof to comply with  
54 toll collection regulations of such public authorities through the  
55 installation and operation of photo-monitoring systems, in accordance  
56 with the provisions of section two thousand nine hundred eighty-five of

1 the public authorities law and sections sixteen-a, sixteen-b and  
2 sixteen-c of chapter seven hundred seventy-four of the laws of nineteen  
3 hundred fifty, or (e) to adjudicate the liability of owners for  
4 violations of section eleven hundred seventy-four of this chapter when  
5 meeting a school bus marked and equipped as provided in subdivisions  
6 twenty and twenty-one-c of section three hundred seventy-five of this  
7 chapter imposed pursuant to a local law or ordinance imposing monetary  
8 liability on the owner of a vehicle for failure of an operator thereof  
9 to comply with school bus red visual signals through the installation  
10 and operation of school bus photo violation monitoring systems, in  
11 accordance with article twenty-nine of this chapter, or (f) to adjudi-  
12 cate the liability of owners for violations of section three hundred  
13 eighty-five of this chapter and the rules of the department of transpor-  
14 tation of the city of New York in relation to gross vehicle weight  
15 and/or axle weight violations imposed pursuant to a weigh in motion  
16 demonstration program imposing monetary liability on the owner of a  
17 vehicle for failure of an operator thereof to comply with such gross  
18 vehicle weight and/or axle weight restrictions through the installation  
19 and operation of weigh in motion violation monitoring systems, in  
20 accordance with article ten of this chapter, or (g) to adjudicate the  
21 liability of owners for violations of subdivision (b), (d), (f) or (g)  
22 of section eleven hundred eighty of this chapter imposed pursuant to a  
23 demonstration program imposing monetary liability on the owner of a  
24 vehicle for failure of an operator thereof to comply with such posted  
25 maximum speed limits within a highway construction or maintenance work  
26 area through the installation and operation of photo speed violation  
27 monitoring systems, in accordance with article thirty of this chapter,  
28 or (h) to adjudicate the liability of owners for violations of bus oper-  
29 ation-related traffic regulations as defined by article twenty-four of  
30 this chapter imposed pursuant to a demonstration program imposing mone-  
31 tary liability on the owner of a vehicle for failure of an operator  
32 thereof to comply with such bus operation-related traffic regulations  
33 through the installation and operation of bus operation-related photo  
34 devices, in accordance with article twenty-four of this chapter, or (i)  
35 to adjudicate the liability of owners for violations of traffic control  
36 indicators as defined by article twenty-four of this chapter imposed  
37 pursuant to a program imposing monetary liability on the owner of a  
38 vehicle for failure of an operator thereof to comply with such traffic  
39 control indicators through the installation and operation of traffic  
40 control indicator photo devices, in accordance with article twenty-four  
41 of this chapter. Such tribunal, except in a city with a population of  
42 one million or more, shall also have jurisdiction of abandoned vehicle  
43 violations. For the purposes of this article, a parking violation is the  
44 violation of any law, rule or regulation providing for or regulating the  
45 parking, stopping or standing of a vehicle. In addition for purposes of  
46 this article, "commissioner" shall mean and include the commissioner of  
47 traffic of the city or an official possessing authority as such a  
48 commissioner.

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

52 f. "Notice of violation" means a notice of violation as defined in  
53 subdivision nine of section two hundred thirty-seven of this article,  
54 but shall not be deemed to include a notice of liability issued pursuant  
55 to authorization set forth in articles ten, twenty-four, twenty-nine and  
56 thirty of this chapter, section two thousand nine hundred eighty-five of



1 the public authorities law and sections sixteen-a, sixteen-b and  
2 sixteen-c of chapter seven hundred seventy-four of the laws of nineteen  
3 hundred fifty to impose monetary liability on the owner of a vehicle for  
4 failure of an operator thereof: to comply with traffic-control indi-  
5 cations in violation of subdivision (d) of section eleven hundred eleven  
6 of this chapter through the installation and operation of traffic-con-  
7 trol signal photo violation-monitoring systems, in accordance with arti-  
8 cle twenty-four of this chapter; or to comply with certain posted maxi-  
9 mum speed limits in violation of subdivision (b), (c), (d), (f) or (g)  
10 of section eleven hundred eighty of this chapter through the installa-  
11 tion and operation of photo speed violation monitoring systems, in  
12 accordance with article thirty of this chapter; or to comply with bus  
13 lane restrictions as defined by article twenty-four of this chapter  
14 through the installation and operation of bus lane photo devices, in  
15 accordance with article twenty-four of this chapter; or to comply with  
16 toll collection regulations of certain 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 to stop for a school bus displaying a red visual  
22 signal in violation of section eleven hundred seventy-four of this chap-  
23 ter through the installation and operation of school bus photo violation  
24 monitoring systems, in accordance with article twenty-nine of this chap-  
25 ter; or to comply with certain posted maximum speed limits in violation  
26 of subdivision (b), (d), (f) or (g) of section eleven hundred eighty of  
27 this chapter within a highway construction or maintenance work area  
28 through the installation and operation of photo speed violation monitor-  
29 ing systems, in accordance with article thirty of this chapter; or to  
30 comply with gross vehicle weight and/or axle weight restrictions in  
31 violation of section three hundred eighty-five of this chapter and the  
32 rules of the department of transportation of the city of New York  
33 through the installation and operation of weigh in motion violation  
34 monitoring systems, in accordance with article ten of this chapter; or  
35 to comply with bus operation-related traffic regulations as defined by  
36 article twenty-four of this chapter in violation of the rules of the  
37 department of transportation of the city of New York through the instal-  
38 lation and operation of bus operation-related photo devices, in accord-  
39 ance with article twenty-four of this chapter; or to comply with traffic  
40 control indicators as defined by article twenty-four of this chapter  
41 through the installation and operation of traffic control indicator  
42 photo devices, in accordance with article twenty-four of this chapter.

43 § 5. Subdivisions 1, 1-a and the opening paragraph of paragraph (a) of  
44 subdivision 1-b of section 240 of the vehicle and traffic law, as  
45 amended by section 5 of part MM of chapter 56 of the laws of 2023, are  
46 amended to read as follows:

47 1. Notice of hearing. Whenever a person charged with a parking  
48 violation enters a plea of not guilty; or a person alleged to be liable  
49 in accordance with any provisions of law specifically authorizing the  
50 imposition of monetary liability on the owner of a vehicle for failure  
51 of an operator thereof: to comply with traffic-control indications in  
52 violation of subdivision (d) of section eleven hundred eleven of this  
53 chapter through the installation and operation of traffic-control signal  
54 photo violation-monitoring systems, in accordance with article twenty-  
55 four of this chapter; or to comply with certain posted maximum speed  
56 limits in violation of subdivision (b), (c), (d), (f) or (g) of section

1 eleven hundred eighty of this chapter through the installation and oper-  
2 ation of photo speed violation monitoring systems, in accordance with  
3 article thirty of this chapter; or to comply with bus lane restrictions  
4 as defined by article twenty-four of this chapter through the installa-  
5 tion and operation of bus lane photo devices, in accordance with article  
6 twenty-four of this chapter; or to comply with toll collection regu-  
7 lations of certain public authorities through the installation and oper-  
8 ation of photo-monitoring systems, in accordance with the provisions of  
9 section two thousand nine hundred eighty-five of the public authorities  
10 law and sections sixteen-a, sixteen-b and sixteen-c of chapter seven  
11 hundred seventy-four of the laws of nineteen hundred fifty; or to stop  
12 for a school bus displaying a red visual signal in violation of section  
13 eleven hundred seventy-four of this chapter through the installation and  
14 operation of school bus photo violation monitoring systems, in accord-  
15 ance with article twenty-nine of this chapter; or to comply with certain  
16 posted maximum speed limits in violation of subdivision (b), (d), (f) or  
17 (g) of section eleven hundred eighty of this chapter within a highway  
18 construction or maintenance work area through the installation and oper-  
19 ation of photo speed violation monitoring systems, in accordance with  
20 article thirty of this chapter; or to comply with gross vehicle weight  
21 and/or axle weight restrictions in violation of section three hundred  
22 eighty-five of this chapter and the rules of the department of transpor-  
23 tation of the city of New York through the installation and operation of  
24 weigh in motion violation monitoring systems, in accordance with article  
25 ten of this chapter; or to comply with bus operation-related traffic  
26 regulations as defined by article twenty-four of this chapter in  
27 violation of the rules of the department of transportation of the city  
28 of New York through the installation and operation of bus operation-re-  
29 lated photo devices, in accordance with article twenty-four of this  
30 chapter; or to comply with traffic control indicators as defined by  
31 article twenty-four of this chapter through the installation and opera-  
32 tion of traffic control indicator photo devices, in accordance with  
33 article twenty-four of this chapter, contests such allegation, the  
34 bureau shall advise such person personally by such form of first class  
35 mail as the director may direct of the date on which [~~he or she~~] such  
36 person must appear to answer the charge at a hearing. The form and  
37 content of such notice of hearing shall be prescribed by the director,  
38 and shall contain a warning to advise the person so pleading or contest-  
39 ing that failure to appear on the date designated, or on any subsequent  
40 adjourned date, shall be deemed an admission of liability, and that a  
41 default judgment may be entered thereon.

42 1-a. Fines and penalties. Whenever a plea of not guilty has been  
43 entered, or the bureau has been notified that an allegation of liability  
44 in accordance with provisions of law specifically authorizing the impo-  
45 sition of monetary liability on the owner of a vehicle for failure of an  
46 operator thereof: to comply with traffic-control indications in  
47 violation of subdivision (d) of section eleven hundred eleven of this  
48 chapter through the installation and operation of traffic-control signal  
49 photo violation-monitoring systems, in accordance with article twenty-  
50 four of this chapter; or to comply with certain posted maximum speed  
51 limits in violation of subdivision (b), (c), (d), (f) or (g) of section  
52 eleven hundred eighty of this chapter through the installation and oper-  
53 ation of photo speed violation monitoring systems, in accordance with  
54 article thirty of this chapter; or to comply with bus lane restrictions  
55 as defined by article twenty-four of this chapter through the installa-  
56 tion and operation of bus lane photo devices, in accordance with article

1 twenty-four of this chapter; or to comply with toll collection regu-  
2 lations of certain public authorities through the installation and oper-  
3 ation of photo-monitoring systems, in accordance with the provisions of  
4 section two thousand nine hundred eighty-five of the public authorities  
5 law and sections sixteen-a, sixteen-b and sixteen-c of chapter seven  
6 hundred seventy-four of the laws of nineteen hundred fifty; or to stop  
7 for a school bus displaying a red visual signal in violation of section  
8 eleven hundred seventy-four of this chapter through the installation and  
9 operation of school bus photo violation monitoring systems, in accord-  
10 ance with article twenty-nine of this chapter; or to comply with certain  
11 posted maximum speed limits in violation of subdivision (b), (d), (f) or  
12 (g) of section eleven hundred eighty of this chapter within a highway  
13 construction or maintenance work area through the installation and oper-  
14 ation of photo speed violation monitoring systems, in accordance with  
15 article thirty of this chapter; or to comply with gross vehicle weight  
16 and/or axle weight restrictions in violation of section three hundred  
17 eighty-five of this chapter and the rules of the department of transpor-  
18 tation of the city of New York through the installation and operation of  
19 weigh in motion violation monitoring systems, in accordance with article  
20 ten of this chapter; or to comply with bus operation-related traffic  
21 regulations as defined by article twenty-four of this chapter in  
22 violation of the rules of the department of transportation of the city  
23 of New York through the installation and operation of bus operation-re-  
24 lated photo devices, in accordance with article twenty-four of this  
25 chapter; or to comply with traffic control indicators as defined by  
26 article twenty-four of this chapter through the installation and opera-  
27 tion of traffic control indicator photo devices, in accordance with  
28 article twenty-four of this chapter, is being contested, by a person in  
29 a timely fashion and a hearing upon the merits has been demanded, but  
30 has not yet been held, the bureau shall not issue any notice of fine or  
31 penalty to that person prior to the date of the hearing.

32 In a city having a population of one million or more, at every hearing  
33 for the adjudication of a notice of liability, as provided by this arti-  
34 cle, there shall be a rebuttable presumption that the owner of a first-  
35 response emergency vehicle alleged to be liable in accordance with any  
36 provisions of law specifically authorizing the imposition of monetary  
37 liability on the owner of a vehicle for failure of an operator thereof:  
38 to comply with traffic-control indications in violation of subdivision  
39 (d) of section eleven hundred eleven of this chapter through the instal-  
40 lation and operation of traffic-control signal photo violation-monitor-  
41 ing systems, in accordance with article twenty-four of this chapter; or  
42 to comply with certain posted maximum speed limits in violation of  
43 subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty  
44 of this chapter through the installation and operation of photo speed  
45 violation monitoring systems, in accordance with article thirty of this  
46 chapter; or to comply with bus lane restrictions as defined by article  
47 twenty-four of this chapter through the installation and operation of  
48 bus lane photo devices, in accordance with article twenty-four of this  
49 chapter; or to comply with bus operation-related traffic regulations as  
50 defined by article twenty-four of this chapter in violation of the rules  
51 of the department of transportation of the city of New York through the  
52 installation and operation of bus operation-related photo devices, in  
53 accordance with article twenty-four of this chapter; or to comply with  
54 traffic control indicators as defined by article twenty-four of this  
55 chapter through the installation and operation of traffic control indi-  
56 cator photo devices, in accordance with article twenty-four of this

1 chapter is not liable for such alleged violation if such owner of the  
2 first-response emergency vehicle provides the hearing officer with:

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

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

1 such gross vehicle weight and/or axle weight restrictions through the  
2 installation and operation of weigh in motion violation monitoring  
3 systems, in accordance with article ten of this chapter, or an allega-  
4 tion of liability of an owner for a violation of bus operation-related  
5 traffic regulations as defined by article twenty-four of this chapter  
6 imposed pursuant to a demonstration program imposing monetary liability  
7 on the owner of a vehicle for failure of an operator thereof to comply  
8 with such bus operation-related traffic regulations through the instal-  
9 lation and operation of bus operation-related photo devices, in accord-  
10 ance with article twenty-four of this chapter, or an allegation of  
11 liability of an owner for a violation of traffic control indicators as  
12 defined by article twenty-four of this chapter imposed pursuant to a  
13 program imposing monetary liability on the owner of a vehicle for fail-  
14 ure of an operator thereof to comply with such traffic control indica-  
15 tors through the installation and operation of traffic control indicator  
16 photo devices, in accordance with article twenty-four of this chapter,  
17 shall be held before a hearing examiner in accordance with rules and  
18 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 to comply with gross vehicle weight and/or axle weight restrictions in  
49 violation of section three hundred eighty-five of this chapter and the  
50 rules of the department of transportation of the city of New York  
51 through the installation and operation of weigh in motion violation  
52 monitoring systems, in accordance with article ten of this chapter; or  
53 to comply with bus operation-related traffic regulations as defined by  
54 article twenty-four of this chapter in violation of the rules of the  
55 department of transportation of the city of New York through the instal-  
56 lation and operation of bus operation-related photo devices, in accord-



1 ance with article twenty-four of this chapter; or to comply with traffic  
2 control indicators as defined by article twenty-four of this chapter  
3 through the installation and operation of traffic control indicator  
4 photo devices, in accordance with article twenty-four of this chapter,  
5 is contested. Recording devices may be used for the making of the  
6 record.

7 § 7. Subdivisions 1 and 2 of section 241 of the vehicle and traffic  
8 law, as amended by section 7 of part MM of chapter 56 of the laws of  
9 2023, are amended to read as follows:

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

1 nation roll maintained by the bureau together with records showing  
2 payment and nonpayment of penalties.

3 2. Where an operator or owner fails to enter a plea to a charge of a  
4 parking violation or contest an allegation of liability in accordance  
5 with any provisions of law specifically authorizing the imposition of  
6 monetary liability on the owner of a vehicle for failure of an operator  
7 thereof: to comply with traffic-control indications in violation of  
8 subdivision (d) of section eleven hundred eleven of this chapter through  
9 the installation and operation of traffic-control signal photo viola-  
10 tion-monitoring systems, in accordance with article twenty-four of this  
11 chapter; to comply with certain posted maximum speed limits in violation  
12 of subdivision (b), (c), (d), (f) or (g) of section eleven hundred  
13 eighty of this chapter through the installation and operation of photo  
14 speed violation monitoring systems, in accordance with article thirty of  
15 this chapter; to comply with bus lane restrictions as defined by article  
16 twenty-four of this chapter through the installation and operation of  
17 bus lane photo devices, in accordance with article twenty-four of this  
18 chapter; to comply with toll collection regulations of certain public  
19 authorities through the installation and operation of photo-monitoring  
20 systems, in accordance with the provisions of section two thousand nine  
21 hundred eighty-five of the public authorities law and sections  
22 sixteen-a, sixteen-b and sixteen-c of chapter seven hundred seventy-four  
23 of the laws of nineteen hundred fifty; to stop for a school bus display-  
24 ing a red visual signal in violation of section eleven hundred seventy-  
25 four of this chapter through the installation and operation of school  
26 bus photo violation monitoring systems, in accordance with article twen-  
27 ty-nine of this chapter; to comply with certain posted maximum speed  
28 limits in violation of subdivision (b), (d), (f) or (g) of section elev-  
29 en hundred eighty of this chapter within a highway construction or main-  
30 tenance work area through the installation and operation of photo speed  
31 violation monitoring systems, in accordance with article thirty of this  
32 chapter; to comply with gross vehicle weight and/or axle weight  
33 restrictions in violation of section three hundred eighty-five of this  
34 chapter and the rules of the department of transportation of the city of  
35 New York through the installation and operation of weigh in motion  
36 violation monitoring systems, in accordance with article ten of this  
37 chapter; ~~[ex]~~ to comply with bus operation-related traffic regulations  
38 as defined by article twenty-four of this chapter in violation of the  
39 rules of the department of transportation of the city of New York  
40 through the installation and operation of bus operation-related photo  
41 devices, in accordance with article twenty-four of this chapter; or to  
42 comply with traffic control indicators as defined by article twenty-four  
43 of this chapter through the installation and operation of traffic  
44 control indicator photo devices, in accordance with article twenty-four  
45 of this chapter, or fails to appear on a designated hearing date or  
46 subsequent adjourned date or fails after a hearing to comply with the  
47 determination of a hearing examiner, as prescribed by this article or by  
48 rule or regulation of the bureau, such failure to plead or contest,  
49 appear or comply shall be deemed, for all purposes, an admission of  
50 liability and shall be grounds for rendering and entering a default  
51 judgment in an amount provided by the rules and regulations of the  
52 bureau. However, after the expiration of the original date prescribed  
53 for entering a plea and before a default judgment may be rendered, in  
54 such case the bureau shall pursuant to the applicable provisions of law  
55 notify such operator or owner, by such form of first class mail as the  
56 commission may direct; (1) of the violation charged, or liability

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

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

46 § 8. Subparagraph (i) of paragraph a of subdivision 5-a of section 401  
47 of the vehicle and traffic law, as amended by section 8 of part MM of  
48 chapter 56 of the laws of 2023, is amended to read as follows:

49 (i) If at the time of application for a registration or renewal there-  
50 of there is a certification from a court, parking violations bureau,  
51 traffic and parking violations agency or administrative tribunal of  
52 appropriate jurisdiction that the registrant or ~~his or her~~ their  
53 representative failed to appear on the return date or any subsequent  
54 adjourned date or failed to comply with the rules and regulations of an  
55 administrative tribunal following entry of a final decision in response  
56 to a total of three or more summonses or other process in the aggregate,

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



1 (ix) the registrant was liable for a violation of traffic control indi-  
2 cators as defined by article twenty-four of this chapter imposed pursu-  
3 ant to a program imposing monetary liability on the owner of a vehicle  
4 for failure of an operator thereof to comply with such traffic control  
5 indicators through the installation and operation of traffic control  
6 indicator photo devices, in accordance with article twenty-four of this  
7 chapter, the commissioner or [~~his or her~~] their agent shall deny the  
8 registration or renewal application until the applicant provides proof  
9 from the court, traffic and parking violations agency or administrative  
10 tribunal wherein the charges are pending that an appearance or answer  
11 has been made or in the case of an administrative tribunal that [~~he or~~  
12 ~~she~~] such applicant has complied with the rules and regulations of said  
13 tribunal following entry of a final decision. Where an application is  
14 denied pursuant to this section, the commissioner may, in [~~his or her~~]  
15 their discretion, deny a registration or renewal application to any  
16 other person for the same vehicle and may deny a registration or renewal  
17 application for any other motor vehicle registered in the name of the  
18 applicant where the commissioner has determined that such registrant's  
19 intent has been to evade the purposes of this subdivision and where the  
20 commissioner has reasonable grounds to believe that such registration or  
21 renewal will have the effect of defeating the purposes of this subdivi-  
22 sion. Such denial shall only remain in effect as long as the summonses  
23 remain unanswered, or in the case of an administrative tribunal, the  
24 registrant fails to comply with the rules and regulations following  
25 entry of a final decision.

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

29 1-a. Notwithstanding the provisions of subdivision one of this  
30 section, the provisions of subdivision one of this section shall not  
31 apply to an adjudication of liability of owners: (a) for violations of  
32 subdivision (d) of section eleven hundred eleven of this chapter imposed  
33 pursuant to a local law or ordinance imposing monetary liability on the  
34 owner of a vehicle for failure of an operator thereof to comply with  
35 traffic-control indications through the installation and operation of  
36 traffic-control signal photo violation-monitoring systems, in accordance  
37 with article twenty-four of this chapter; or (b) for violations of  
38 subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty  
39 of this chapter imposed pursuant to a demonstration program imposing  
40 monetary liability on the owner of a vehicle for failure of an operator  
41 thereof to comply with such posted maximum speed limits through the  
42 installation and operation of photo speed violation monitoring systems,  
43 in accordance with article thirty of this chapter; or (c) for violations  
44 of bus lane restrictions as defined by article twenty-four of this chap-  
45 ter imposed pursuant to a bus rapid transit program imposing monetary  
46 liability on the owner of a vehicle for failure of an operator thereof  
47 to comply with such bus lane restrictions through the installation and  
48 operation of bus lane photo devices, in accordance with article twenty-  
49 four of this chapter; or (d) for violations of toll collection regu-  
50 lations imposed by certain public authorities pursuant to the law  
51 authorizing such public authorities to impose monetary liability on the  
52 owner of a vehicle for failure of an operator thereof to comply with  
53 toll collection regulations of such public authorities through the  
54 installation and operation of photo-monitoring systems, in accordance  
55 with the provisions of section two thousand nine hundred eighty-five of  
56 the public authorities law and sections sixteen-a, sixteen-b and

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

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

41 1. The provisions of any other general or special law notwithstanding,  
42 whenever, in a city having a population of one hundred thousand or more  
43 according to the nineteen hundred eighty United States census,  
44 proceedings in an administrative tribunal or a court result in a finding  
45 of liability, or conviction for the violation of any statute, local law,  
46 ordinance or rule involving the parking, stopping or standing of a motor  
47 vehicle, except (a) an adjudication of liability of an owner for a  
48 violation of bus operation-related traffic regulations as defined by  
49 article twenty-four of this chapter imposed pursuant to a demonstration  
50 program imposing monetary liability on the owner of a vehicle for fail-  
51 ure of an operator thereof to comply with such bus operation-related  
52 traffic regulations through the installation and operation of bus opera-  
53 tion-related photo devices, in accordance with article twenty-four of  
54 this chapter, or (b) an adjudication of liability of an owner for a  
55 violation of traffic control indicators as defined by article twenty-  
56 four of this chapter imposed pursuant to a program imposing monetary

1 liability on the owner of a vehicle for failure of an operator thereof  
2 to comply with such traffic control indicators through the installation  
3 and operation of traffic control indicator photo devices, in accordance  
4 with article twenty-four of this chapter, there shall be levied a manda-  
5 tory surcharge in addition to any other sentence, fine or penalty other-  
6 wise permitted or required, in the amount of fifteen dollars. Such  
7 surcharge shall not be deemed a monetary penalty for the purposes of  
8 section two hundred thirty-seven of this chapter or section 19-203 of  
9 the administrative code of the city of New York.

10 § 11. Subdivision 1 of section 1809-aa of the vehicle and traffic law,  
11 as amended by section 11 of part MM of chapter 56 of the laws of 2023,  
12 is amended to read as follows:

13 1. Notwithstanding any other provision of law, whenever proceedings in  
14 an administrative tribunal or court result in a conviction for a  
15 violation of section twelve hundred, twelve hundred one or twelve  
16 hundred two of this chapter, except (a) an adjudication of liability of  
17 an owner for a violation of bus operation-related traffic regulations as  
18 defined by article twenty-four of this chapter imposed pursuant to a  
19 demonstration program imposing monetary liability on the owner of a  
20 vehicle for failure of an operator thereof to comply with such bus oper-  
21 ation-related traffic regulations through the installation and operation  
22 of bus operation-related photo devices, in accordance with article twen-  
23 ty-four of this chapter, or (b) an adjudication of liability of an owner  
24 for a violation of traffic control indicators as defined by article  
25 twenty-four of this chapter imposed pursuant to a program imposing mone-  
26 etary liability on the owner of a vehicle for failure of an operator  
27 thereof to comply with such traffic control indicators through the  
28 installation and operation of traffic control indicator photo devices,  
29 in accordance with article twenty-four of this chapter, there shall be  
30 levied a mandatory surcharge in addition to any other sentence, fine or  
31 penalty otherwise permitted or required, in the amount of twenty-five  
32 dollars.

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

36 a. Notwithstanding any other provision of law, whenever proceedings in  
37 a court or an administrative tribunal of this state result in a  
38 conviction for an offense under this chapter, except a conviction pursu-  
39 ant to section eleven hundred ninety-two of this chapter, or for a traf-  
40 fic infraction under this chapter, or a local law, ordinance, rule or  
41 regulation adopted pursuant to this chapter, except: (i) a traffic  
42 infraction involving standing, stopping, or parking or violations by  
43 pedestrians or bicyclists; and (ii) an adjudication of liability of an  
44 owner for a violation of subdivision (d) of section eleven hundred elev-  
45 en of this chapter imposed pursuant to a local law or ordinance imposing  
46 monetary liability on the owner of a vehicle for failure of an operator  
47 thereof to comply with traffic-control indications through the installa-  
48 tion and operation of traffic-control signal photo violation-monitoring  
49 systems, in accordance with article twenty-four of this chapter; and  
50 (iii) an adjudication of liability of an owner for a violation of subdi-  
51 vision (b), (c), (d), (f) or (g) of section eleven hundred eighty of  
52 this chapter imposed pursuant to a demonstration program imposing mone-  
53 tary liability on the owner of a vehicle for failure of an operator  
54 thereof to comply with such posted maximum speed limits through the  
55 installation and operation of photo speed violation monitoring systems,  
56 in accordance with article thirty of this chapter; and (iv) an adjudi-

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

1 § 13. Subdivision 2 of section 87 of the public officers law is  
2 amended by adding a new paragraph (v) to read as follows:

3 (v) are photographs, microphotographs, videotape or other recorded  
4 images prepared under authority of section eleven hundred eleven-i of  
5 the vehicle and traffic law.

6 § 14. The purchase or lease of equipment for a demonstration program  
7 established pursuant to section 1111-i of the vehicle and traffic law,  
8 as added by section one of this act, shall be subject to the provisions  
9 of section 103 of the general municipal law.

10 § 15. This act shall take effect one year after it shall have become a  
11 law; provided, however, that sections one, thirteen and fourteen of this  
12 act shall expire six years after it shall have become a law, when upon  
13 such date the provisions of such sections shall be deemed repealed;  
14 provided further, however, that:

15 (a) the amendments to subdivision 1 of section 1809-a of the vehicle  
16 and traffic law made by section ten of this act shall not affect the  
17 repeal of such section and shall be deemed repealed therewith; and

18 (b) effective immediately, the addition, amendment and/or repeal of  
19 any rule or regulation necessary for the implementation of section one  
20 of this act on its effective date are authorized to be made and  
21 completed on or before such effective date.