STATE OF NEW YORK

10697

IN SENATE

September 11, 2026

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

AN ACT to amend the general business law and the vehicle and traffic law, in relation to enacting the "vehicle streaming device ban" act

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

Section 1. The general business law is amended by adding a new section 392-l to read as follows:

§ 392-l. Prohibit the sale of any device capable of allowing access to streaming of video on the infotainment screen equipped to the center console of such vehicle or any screen otherwise in direct view of the driver of such vehicle while the vehicle is in motion. 1. For the purposes of this section:

(a) "Streaming device" shall mean any device capable of allowing access to streaming of video on the infotainment screen equipped to the center console of such vehicle or any screen otherwise in direct view of the driver of such vehicle while the vehicle is in motion.

(b) "Distributor" shall mean any person who delivers to a person other than purchaser, for the purpose of retail sale.

(c) "Manufacturer" shall mean any person who makes and places into the stream of commerce any device capable of allowing access to streaming of video on the infotainment screen equipped to the center console of such vehicle or any screen otherwise in direct view of the driver of such vehicle while the vehicle is in motion.

(d) "Retailer" shall have the same meaning as set forth in subdivision eleven of section four hundred ninety-a of this chapter.

(e) "Secondhand dealer" shall have the same meaning as set forth in subdivision six of section four hundred ninety-a of this chapter.

(f) "Person" shall mean a natural person, firm, corporation, limited liability company, association, or an employee or agent of a natural person or an entity included in this definition.

2. No manufacturer, importer, distributor, wholesaler, retailer or secondhand dealer shall sell, lease, offer for sale, or offer for lease in this state any streaming device as defined in this section.

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

LBD16349-04-6

3. (a) On or after the effective date of this section, no operator of a motor vehicle shall utilize any streaming device, as defined in paragraph (a) of subdivision one of this section, while the vehicle is in motion.

(b) The commissioner of motor vehicles shall promulgate rules and regulations to carry out the provisions of this subdivision, with respect to the ban on the streaming devices under this section.

4. Whenever there shall be a violation of subdivision two of this section an application may be made by the attorney general in the name of the people of the state of New York to a court or justice having jurisdiction by a special proceeding to issue an injunction, and upon notice to the defendant of not less than five days, to enjoin and restrain the continuance of such violations; and if it shall appear to the satisfaction of the court or justice that the defendant has, in fact, violated this section, an injunction may be issued by the court or justice, enjoining and restraining any further violations, without requiring proof that any person has, in fact, been injured or damaged thereby. In any such proceeding, the court may make allowances to the attorney general as provided in paragraph six of subdivision (a) of section eighty-three hundred three of the civil practice law and rules, and direct restitution. Whenever the court shall determine that a violation of subdivision two of this section has occurred, the court may impose a civil penalty of not more than five hundred dollars for each violation. Each sale of a streaming device in violation of this section shall constitute a separate violation. In connection with any such proposed application, the attorney general is authorized to take proof and make a determination of the relevant facts and to issue subpoenas in accordance with the civil practice law and rules.

§ 2. Paragraph (a) of subdivision 2 of section 1225-d of the vehicle and traffic law, as amended by section 8 of part C of chapter 58 of the laws of 2013, is amended to read as follows:

(a) "Portable electronic device" shall mean any [~~hand-held~~] handheld mobile telephone, as defined by subdivision one of section twelve hundred twenty-five-c of this article, personal digital assistant (PDA), handheld device with mobile data access, laptop computer, pager, broadband personal communication device, two-way messaging device, electronic game, [~~or~~] portable computing device, any device capable of allowing access to streaming of video on the infotainment screen equipped to the center console of such vehicle or any screen otherwise in direct view of the driver of such vehicle while the vehicle is in motion, or any other electronic device when used to input, write, send, receive, or read text for present or future communication.

§ 3. Severability clause. If any clause, sentence, paragraph, subdivision, section or part of this act shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part thereof directly involved in the controversy in which such judgment shall have been rendered. It is hereby declared to be the intent of the legislature that this act would have been enacted even if such invalid provisions had not been included herein.

§ 4. This act shall take effect immediately.