

# STATE OF NEW YORK

1891

2025-2026 Regular Sessions

## IN SENATE

January 14, 2025

Introduced by Sen. JACKSON -- read twice and ordered printed, and when printed to be committed 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 street cleaning parking rules; to amend the public officers law, in relation to access to records prepared pursuant to street cleaning parking rules; 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 street cleaning parking rules. (a) 1. Notwithstanding any other  
5 provision of law, the city of New York is hereby authorized to establish  
6 a demonstration program imposing monetary liability on the owner of a  
7 vehicle for failure of an operator thereof to comply with posted street  
8 cleaning parking rules in such city in accordance with the provisions of  
9 this section. Such demonstration program shall empower the New York  
10 city department of sanitation to install street cleaning vehicle photo  
11 devices on street cleaning vehicles along street cleaning routes at  
12 locations determined by such department in such city and to administer  
13 such program in consultation with the New York city department of trans-  
14 portation.

15 2. Any photographs, microphotographs, videotape or other recorded  
16 images captured by street cleaning vehicle photo devices shall be inad-  
17 missible in any disciplinary proceeding convened by the department and  
18 any proceeding initiated by the department involving licensure privi-  
19 leges of street cleaning vehicle operators. Any street cleaning vehicle  
20 photo device mounted on a street cleaning vehicle shall be directed  
21 outwardly from such vehicle to capture images of vehicles operated in  
22 violation of street cleaning parking rules, and images produced by such

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

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1 device shall not be used for any other purpose in the absence of a court  
2 order requiring such images to be produced.

3 3. No street cleaning vehicle photo device shall be used unless on the  
4 day it is to be used it has successfully passed a self-test of its func-  
5 tions.

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 street  
9 cleaning vehicle photo device shall not include images that identify the  
10 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 street cleaning vehicle 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 street  
28 cleaning vehicle photo device shall not be open to the public, nor  
29 subject to civil or criminal process or discovery, nor used by any  
30 court or administrative or adjudicatory body in any action or proceed-  
31 ing therein except that which is necessary for the adjudication of a  
32 notice of liability issued pursuant to this section, and no  
33 public entity or employee, officer or agent thereof shall disclose  
34 such information, except that such photographs, microphotographs,  
35 videotape or any other 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 street cleaning vehicle upon which a street cleaning vehicle  
14 photo device is installed and operated pursuant to a demonstration  
15 program authorized pursuant to this section shall be equipped with  
16 signs, placards or other displays giving notice to approaching motor  
17 vehicle operators that street cleaning vehicle photo devices are used to  
18 enforce street cleaning parking rules.

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

22 7. The city of New York shall adopt and enforce measures:

23 (i) to upgrade signage at regular intervals within street cleaning  
24 routes stating that street cleaning vehicle photo devices are used to  
25 enforce street cleaning parking rules 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 street cleaning  
28 vehicle 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 of New York has established a program pursuant to  
32 subdivision (a) of this section, the owner of a vehicle shall be liable  
33 for a penalty imposed pursuant to this section if such vehicle was  
34 parked in violation of any street cleaning parking rule of such city and  
35 such violation is evidenced by information obtained from a street clean-  
36 ing vehicle photo device.

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

39 1. "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 2. "Owner" shall have the meaning provided in article two-B of this  
44 chapter.

45 3. "Street cleaning routes" shall mean street cleaning routes desig-  
46 nated by the New York city department of sanitation that include  
47 upgraded signage stating that street cleaning vehicle photo devices are  
48 used to enforce street cleaning parking rules.

49 4. "Street cleaning parking rules" shall mean the prohibited parking  
50 of any vehicle on one side of the street to allow for cleaning by the  
51 New York city department of sanitation during designated time periods as  
52 posted by sign pursuant to the rules of the New York city department of  
53 transportation.

54 5. "Street cleaning vehicle" shall mean any vehicle operated by the  
55 New York city department of sanitation that is designed to wash dirt and  
56 grime, and remove litter and debris, from the street surface.

1 6. "Street cleaning vehicle photo device" shall mean a device that is  
2 mounted on a street cleaning vehicle, is capable of operating independ-  
3 ently of an enforcement officer and produces one or more images of each  
4 vehicle at the time it is in violation of street cleaning parking rules.

5 (d) A certificate, sworn to or affirmed by a technician employed by  
6 the city of New York in which the charged violation occurred, or a  
7 facsimile thereof, based upon inspection of photographs, microphoto-  
8 graphs, videotape or other recorded images produced by a street cleaning  
9 vehicle photo device, shall be prima facie evidence of the facts  
10 contained therein. Any photographs, microphotographs, videotape or other  
11 recorded images evidencing such a violation shall be available for  
12 inspection in any proceeding to adjudicate the liability for such  
13 violation pursuant to this section.

14 (e) An owner liable for a violation of a street cleaning parking rule  
15 imposed on any route shall be liable for monetary penalties in accord-  
16 ance with a schedule of fines and penalties promulgated by the parking  
17 violations bureau of the city of New York; provided, however, that the  
18 monetary penalty for violating a street cleaning parking rule shall not  
19 exceed fifty dollars for each violation; provided, further, that an  
20 owner shall be liable for an additional penalty not to exceed twenty-  
21 five dollars for each violation for the failure to respond to a notice  
22 of liability within the prescribed time period.

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

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

34 2. A notice of liability shall contain the name and address of the  
35 person alleged to be liable as an owner for violation of a street clean-  
36 ing parking rule, the registration number of the vehicle involved in  
37 such violation, the location where such violation took place including  
38 the street or cross streets, one or more images identifying the  
39 violation, the date and time of such violation and the identification  
40 number of the street cleaning vehicle photo device that recorded the  
41 violation or other document locator number.

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

48 4. The notice of liability shall be prepared and mailed by the agency  
49 or agencies designated by the city of New York, or any other entity  
50 authorized by such city to prepare and mail such notification of  
51 violation.

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

54 (h) If an owner of a vehicle receives a notice of liability pursuant  
55 to this section for any time period during which the vehicle was  
56 reported to the police department as having been stolen, it shall be a

1 valid defense to an allegation of liability for violation of a street  
2 cleaning parking rule of such city, that the vehicle had been reported  
3 to the police as stolen prior to the time the violation occurred and had  
4 not been recovered by such time. For purposes of asserting the defense  
5 provided by this subdivision it shall be sufficient that a certified  
6 copy of the police report on the stolen vehicle be sent by first class  
7 mail to the parking violations bureau.

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

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

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

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

26 3. Where the lessor complies with the provisions of paragraph one of  
27 this subdivision, the lessee of such vehicle on the date of such  
28 violation shall be deemed to be the owner of such vehicle for purposes  
29 of this section, shall be subject to liability for such violation pursu-  
30 ant to this section, and shall be sent a notice of liability pursuant to  
31 subdivision (g) of this section.

32 (j) 1. If the owner liable for a violation of a street cleaning park-  
33 ing rule pursuant to this section was not the operator of the vehicle  
34 at the time of such violation, the owner may maintain an action for  
35 indemnification against the operator.

36 2. Notwithstanding any other provision of this section, no owner of a  
37 vehicle shall be subject to a monetary fine imposed pursuant to this  
38 section if the operator of such vehicle was operating such vehicle with-  
39 out the consent of the owner at the time such operator failed to obey a  
40 street cleaning parking rule. For purposes of this subdivision there  
41 shall be a presumption that the operator of such vehicle was operating  
42 such vehicle with the consent of the owner at the time such operator  
43 failed to obey a street cleaning parking rule.

44 (k) Nothing in this section shall be construed to limit the liability  
45 of an operator of a vehicle for any violation of a street cleaning park-  
46 ing rule.

47 (l) If the city of New York adopts a demonstration program pursuant to  
48 subdivision (a) of this section, such city's department of sanitation  
49 shall submit a report on the results of the use of street cleaning park-  
50 ing rule-related photo devices to the governor, the temporary president  
51 of the senate, and the speaker of the assembly by April first, two thou-  
52 sand twenty-seven and every two years thereafter. The department of  
53 sanitation of the city of New York shall also make such reports avail-  
54 able on their public-facing websites, provided that they may provide  
55 aggregate data from paragraph one of this subdivision if the city finds

1 that publishing specific location data would jeopardize public safety.  
2 Such report shall include, but not be limited to:

3 1. a description of the locations and/or vehicles where street clean-  
4 ing vehicle photo devices were used;

5 2. the total number of violations recorded on a monthly and annual  
6 basis;

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

8 4. the number of fines and total amount of fines paid after the first  
9 notice of liability;

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

12 6. the total amount of revenue realized by such city and department  
13 and an itemized list of expenditures made by the city and department  
14 with these revenues;

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

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

17 9. the total cost to such city; and

18 10. a report on the number of miles of street cleaning routes cleaned  
19 before and after implementation of the demonstration program.

20 (m) It shall be a defense to any prosecution for a violation of a  
21 street cleaning parking rule pursuant to a demonstration program adopted  
22 pursuant to this section that such street cleaning vehicle photo devices  
23 were malfunctioning at the time of the alleged violation.

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

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

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

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

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

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

1 parking rules as defined by article twenty-four of this chapter  
2 imposed pursuant to a program imposing monetary liability on the owner  
3 of a vehicle for failure of an operator thereof to comply with  
4 such street cleaning parking rules through the installation and opera-  
5 tion of street cleaning vehicle photo devices, in accordance with arti-  
6 cle twenty-four of this chapter. Such tribunal, except in a city with a

7 population of one million or more, shall also have jurisdiction of aban-  
8 doned vehicle violations. For the purposes of this article, a parking  
9 violation is the violation of any law, rule or regulation providing for  
10 or regulating the parking, stopping or standing of a vehicle. In addi-  
11 tion for purposes of this article, "commissioner" shall mean and include  
12 the commissioner of traffic of the city or an official possessing  
13 authority as such a commissioner.

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

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

1 article twenty-four of this chapter in violation of the rules of the  
2 department of transportation of the city of New York through the instal-  
3 lation and operation of bus operation-related photo devices, in accord-  
4 ance with article twenty-four of this chapter; or to comply with street  
5 cleaning parking rules as defined by article twenty-four of this chapter  
6 through the installation and operation of street cleaning vehicle photo  
7 devices, in accordance with article twenty-four of this chapter.

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

12 1. Notice of hearing. Whenever a person charged with a parking  
13 violation enters a plea of not guilty; or a person alleged to be liable  
14 in accordance with any provisions of law specifically authorizing the  
15 imposition of monetary liability on the owner of a vehicle for failure  
16 of an operator thereof: to comply with traffic-control indications in  
17 violation of subdivision (d) of section eleven hundred eleven of this  
18 chapter through the installation and operation of traffic-control signal  
19 photo violation-monitoring systems, in accordance with article twenty-  
20 four of this chapter; or to comply with certain posted maximum speed  
21 limits in violation of subdivision (b), (c), (d), (f) or (g) of section  
22 eleven hundred eighty of this chapter through the installation and oper-  
23 ation of photo speed violation monitoring systems, in accordance with  
24 article thirty of this chapter; or to comply with bus lane restrictions  
25 as defined by article twenty-four of this chapter through the installa-  
26 tion and operation of bus lane photo devices, in accordance with article  
27 twenty-four of this chapter; or to comply with toll collection regu-  
28 lations of certain public authorities through the installation and oper-  
29 ation of photo-monitoring systems, in accordance with the provisions of  
30 section two thousand nine hundred eighty-five of the public authorities  
31 law and sections sixteen-a, sixteen-b and sixteen-c of chapter seven  
32 hundred seventy-four of the laws of nineteen hundred fifty; or to stop  
33 for a school bus displaying a red visual signal in violation of section  
34 eleven hundred seventy-four of this chapter through the installation and  
35 operation of school bus photo violation monitoring systems, in accord-  
36 ance with article twenty-nine of this chapter; or to comply with certain  
37 posted maximum speed limits in violation of subdivision (b), (d), (f) or  
38 (g) of section eleven hundred eighty of this chapter within a highway  
39 construction or maintenance work area through the installation and oper-  
40 ation of photo speed violation monitoring systems, in accordance with  
41 article thirty of this chapter; or 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 street cleaning parking rules as defined by  
52 article twenty-four of this chapter through the installation and opera-  
53 tion of street cleaning vehicle photo devices, in accordance with arti-  
54 cle twenty-four of this chapter, contests such allegation, the bureau  
55 shall advise such person personally by such form of first class mail as  
56 the director may direct of the date on which [~~he or she~~] such person

1 must appear to answer the charge at a hearing. The form and content of  
2 such notice of hearing shall be prescribed by the director, and shall  
3 contain a warning to advise the person so pleading or contesting that  
4 failure to appear on the date designated, or on any subsequent adjourned  
5 date, shall be deemed an admission of liability, and that a default  
6 judgment may be entered thereon.

7 1-a. Fines and penalties. Whenever a plea of not guilty has been  
8 entered, or the bureau has been notified that an allegation of liability  
9 in accordance with provisions of law specifically authorizing the impo-  
10 sition of monetary liability on the owner of a vehicle for failure of an  
11 operator thereof: to comply with traffic-control indications in  
12 violation of subdivision (d) of section eleven hundred eleven of this  
13 chapter through the installation and operation of traffic-control signal  
14 photo violation-monitoring systems, in accordance with article twenty-  
15 four of this chapter; or to comply with certain posted maximum speed  
16 limits in violation of subdivision (b), (c), (d), (f) or (g) of section  
17 eleven hundred eighty of this chapter through the installation and oper-  
18 ation of photo speed violation monitoring systems, in accordance with  
19 article thirty of this chapter; or to comply with bus lane restrictions  
20 as defined by article twenty-four of this chapter through the installa-  
21 tion and operation of bus lane photo devices, in accordance with article  
22 twenty-four of this chapter; or to comply with toll collection regu-  
23 lations of certain public authorities through the installation and oper-  
24 ation of photo-monitoring systems, in accordance with the provisions of  
25 section two thousand nine hundred eighty-five of the public authorities  
26 law and sections sixteen-a, sixteen-b and sixteen-c of chapter seven  
27 hundred seventy-four of the laws of nineteen hundred fifty; or to stop  
28 for a school bus displaying a red visual signal in violation of section  
29 eleven hundred seventy-four of this chapter through the installation and  
30 operation of school bus photo violation monitoring systems, in accord-  
31 ance with article twenty-nine of this chapter; or to comply with certain  
32 posted maximum speed limits in violation of subdivision (b), (d), (f) or  
33 (g) of section eleven hundred eighty of this chapter within a highway  
34 construction or maintenance work area through the installation and oper-  
35 ation of photo speed violation monitoring systems, in accordance with  
36 article thirty of this chapter; or to comply with gross vehicle weight  
37 and/or axle weight restrictions in violation of section three hundred  
38 eighty-five of this chapter and the rules of the department of transpor-  
39 tation of the city of New York through the installation and operation of  
40 weigh in motion violation monitoring systems, in accordance with article  
41 ten of this chapter; or to comply with bus operation-related traffic  
42 regulations as defined by article twenty-four of this chapter in  
43 violation of the rules of the department of transportation of the city  
44 of New York through the installation and operation of bus operation-re-  
45 lated photo devices, in accordance with article twenty-four of this  
46 chapter; or to comply with street cleaning parking rules as defined by  
47 article twenty-four of this chapter through the installation and opera-  
48 tion of street cleaning vehicle photo devices, in accordance with arti-  
49 cle twenty-four of this chapter, is being contested, by a person in a  
50 timely fashion and a hearing upon the merits has been demanded, but has  
51 not yet been held, the bureau shall not issue any notice of fine or  
52 penalty to that person prior to the date of the hearing.

53 In a city having a population of one million or more, at every hearing  
54 for the adjudication of a notice of liability, as provided by this arti-  
55 cle, there shall be a rebuttable presumption that the owner of a first-  
56 response emergency vehicle alleged to be liable in accordance with any

1 provisions of law specifically authorizing the imposition of monetary  
2 liability on the owner of a vehicle for failure of an operator thereof:  
3 to comply with traffic-control indications in violation of subdivision  
4 (d) of section eleven hundred eleven of this chapter through the instal-  
5 lation and operation of traffic-control signal photo violation-monitor-  
6 ing systems, in accordance with article twenty-four of this chapter; or  
7 to comply with certain posted maximum speed limits in violation of  
8 subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty  
9 of this chapter through the installation and operation of photo speed  
10 violation monitoring systems, in accordance with article thirty of this  
11 chapter; or to comply with bus lane restrictions as defined by article  
12 twenty-four of this chapter through the installation and operation of  
13 bus lane photo devices, in accordance with article twenty-four of this  
14 chapter; or to comply with bus operation-related traffic regulations as  
15 defined by article twenty-four of this chapter in violation of the rules  
16 of the department of transportation of the city of New York through the  
17 installation and operation of bus operation-related photo devices, in  
18 accordance with article twenty-four of this chapter; or to comply with  
19 street cleaning parking rules as defined by article twenty-four of this  
20 chapter through the installation and operation of street cleaning  
21 vehicle photo devices, in accordance with article twenty-four of this  
22 chapter is not liable for such alleged violation if such owner of the  
23 first-response emergency vehicle provides the hearing officer with:

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

27 a. Every hearing for the adjudication of a charge of parking violation  
28 or an allegation of liability of an owner for a violation of subdivision  
29 (d) of section eleven hundred eleven of this chapter imposed pursuant to  
30 a local law or ordinance imposing monetary liability on the owner of a  
31 vehicle for failure of an operator thereof to comply with traffic-con-  
32 trol indications through the installation and operation of traffic-con-  
33 trol signal photo violation-monitoring systems, in accordance with arti-  
34 cle twenty-four of this chapter, or an allegation of liability of an  
35 owner for a violation of subdivision (b), (c), (d), (f) or (g) of  
36 section eleven hundred eighty of this chapter imposed pursuant to a  
37 demonstration program imposing monetary liability on the owner of a  
38 vehicle for failure of an operator thereof to comply with certain posted  
39 maximum speed limits through the installation and operation of photo  
40 speed violation monitoring systems, in accordance with article thirty of  
41 this chapter, or an allegation of liability of an owner for a violation  
42 of bus lane restrictions as defined by article twenty-four of this chap-  
43 ter imposed pursuant to a bus rapid transit program imposing monetary  
44 liability on the owner of a vehicle for failure of an operator thereof  
45 to comply with such bus lane restrictions through the installation and  
46 operation of bus lane photo devices, in accordance with article twenty-  
47 four of this chapter, or an allegation of liability of an owner for a  
48 violation of toll collection regulations imposed by certain public  
49 authorities pursuant to the law authorizing such public authorities to  
50 impose monetary liability on the owner of a vehicle for failure of an  
51 operator thereof to comply with toll collection regulations of such  
52 public authorities through the installation and operation of photo-moni-  
53 toring systems, in accordance with the provisions of section two thou-  
54 sand nine hundred eighty-five of the public authorities law and sections  
55 sixteen-a, sixteen-b and sixteen-c of chapter seven hundred seventy-four  
56 of the laws of nineteen hundred fifty, or an allegation of liability of

1 an owner for a violation of section eleven hundred seventy-four of this  
2 chapter when meeting a school bus marked and equipped as provided in  
3 subdivisions twenty and twenty-one-c of section three hundred seventy-  
4 five of this chapter imposed pursuant to a local law or ordinance impos-  
5 ing monetary liability on the owner of a vehicle for failure of an oper-  
6 ator thereof to comply with school bus red visual signals through the  
7 installation and operation of school bus photo violation monitoring  
8 systems, in accordance with article twenty-nine of this chapter, or an  
9 allegation of liability of an owner for a violation of subdivision (b),  
10 (d), (f) or (g) of section eleven hundred eighty of this chapter imposed  
11 pursuant to a demonstration program imposing monetary liability on the  
12 owner of a vehicle for failure of an operator thereof to comply with  
13 certain posted maximum speed limits within a highway construction or  
14 maintenance work area through the installation and operation of photo  
15 speed violation monitoring systems, in accordance with article thirty of  
16 this chapter, or an allegation of liability of an owner for a violation  
17 of section three hundred eighty-five of this chapter and the rules of  
18 the department of transportation of the city of New York in relation to  
19 gross vehicle weight and/or axle weight violations imposed pursuant to a  
20 weigh in motion demonstration program imposing monetary liability on the  
21 owner of a vehicle for failure of an operator thereof to comply with  
22 such gross vehicle weight and/or axle weight restrictions through the  
23 installation and operation of weigh in motion violation monitoring  
24 systems, in accordance with article ten of this chapter, or an allega-  
25 tion of liability of an owner for a violation of bus operation-related  
26 traffic regulations as defined by article twenty-four of this chapter  
27 imposed pursuant to a demonstration program imposing monetary liability  
28 on the owner of a vehicle for failure of an operator thereof to comply  
29 with such bus operation-related traffic regulations through the instal-  
30 lation and operation of bus operation-related photo devices, in accord-  
31 ance with article twenty-four of this chapter, or an allegation of  
32 liability of an owner for a violation of street cleaning parking rules  
33 as defined by article twenty-four of this chapter imposed pursuant to a  
34 program imposing monetary liability on the owner of a vehicle for fail-  
35 ure of an operator thereof to comply with such street cleaning parking  
36 rules through the installation and operation of street cleaning vehicle  
37 photo devices, in accordance with article twenty-four of this chapter,  
38 shall be held before a hearing examiner in accordance with rules and  
39 regulations promulgated by the bureau.

40 g. A record shall be made of a hearing on a plea of not guilty or of a  
41 hearing at which liability in accordance with any provisions of law  
42 specifically authorizing the imposition of monetary liability on the  
43 owner of a vehicle for failure of an operator thereof: to comply with  
44 traffic-control indications in violation of subdivision (d) of section  
45 eleven hundred eleven of this chapter through the installation and oper-  
46 ation of traffic-control signal photo violation-monitoring systems, in  
47 accordance with article twenty-four of this chapter; to comply with  
48 certain posted maximum speed limits in violation of subdivision (b),  
49 (c), (d), (f) or (g) of section eleven hundred eighty of this chapter  
50 through the installation and operation of photo speed violation monitor-  
51 ing systems, in accordance with article thirty of this chapter; to  
52 comply with bus lane restrictions as defined by article twenty-four of  
53 this chapter through the installation and operation of bus lane photo  
54 devices, in accordance with article twenty-four of this chapter; to  
55 comply with toll collection regulations of certain public authorities  
56 through the installation and operation of photo-monitoring systems, in

1 accordance with the provisions of section two thousand nine hundred  
2 eighty-five of the public authorities law and sections sixteen-a,  
3 sixteen-b and sixteen-c of chapter seven hundred seventy-four of the  
4 laws of nineteen hundred fifty; to stop for a school bus displaying a  
5 red visual signal in violation of section eleven hundred seventy-four of  
6 this chapter through the installation and operation of school bus photo  
7 violation monitoring systems, in accordance with article twenty-nine of  
8 this chapter; to comply with certain posted maximum speed limits in  
9 violation of subdivision (b), (d), (f) or (g) of section eleven hundred  
10 eighty of this chapter within a highway construction or maintenance work  
11 area through the installation and operation of photo speed violation  
12 monitoring systems, in accordance with article thirty of this chapter;  
13 to comply with gross vehicle weight and/or axle weight restrictions in  
14 violation of section three hundred eighty-five of this chapter and the  
15 rules of the department of transportation of the city of New York  
16 through the installation and operation of weigh in motion violation  
17 monitoring systems, in accordance with article ten of this chapter; or  
18 to comply with bus operation-related traffic regulations as defined by  
19 article twenty-four of this chapter in violation of the rules of the  
20 department of transportation of the city of New York through the instal-  
21 lation and operation of bus operation-related photo devices, in accord-  
22 ance with article twenty-four of this chapter; or to comply with street  
23 cleaning parking rules as defined by article twenty-four of this chapter  
24 through the installation and operation of street cleaning vehicle photo  
25 devices, in accordance with article twenty-four of this chapter, is  
26 contested. Recording devices may be used for the making of the record.

27 § 7. Subdivisions 1 and 2 of section 241 of the vehicle and traffic  
28 law, as amended by section 7 of part MM of chapter 56 of the laws of  
29 2023, are amended to read as follows:

30 1. The hearing examiner shall make a determination on the charges,  
31 either sustaining or dismissing them. Where the hearing examiner deter-  
32 mines that the charges have been sustained [~~he or she~~] such examiner may  
33 examine either the prior parking violations record or the record of  
34 liabilities incurred in accordance with any provisions of law specif-  
35 ically authorizing the imposition of monetary liability on the owner of  
36 a vehicle for failure of an operator thereof: to comply with traffic-  
37 control indications in violation of subdivision (d) of section eleven  
38 hundred eleven of this chapter through the installation and operation of  
39 traffic-control signal photo violation-monitoring systems, in accordance  
40 with article twenty-four of this chapter; to comply with certain posted  
41 maximum speed limits in violation of subdivision (b), (c), (d), (f) or  
42 (g) of section eleven hundred eighty of this chapter through the instal-  
43 lation and operation of photo speed violation monitoring systems, in  
44 accordance with article thirty of this chapter; to comply with bus lane  
45 restrictions as defined by article twenty-four of this chapter through  
46 the installation and operation of bus lane photo devices, in accordance  
47 with article twenty-four of this chapter; to comply with toll collection  
48 regulations of certain public authorities through the installation and  
49 operation of photo-monitoring systems, in accordance with the provisions  
50 of section two thousand nine hundred eighty-five of the public authori-  
51 ties law and sections sixteen-a, sixteen-b and sixteen-c of chapter  
52 seven hundred seventy-four of the laws of nineteen hundred fifty; to  
53 stop for a school bus displaying a red visual signal in violation of  
54 section eleven hundred seventy-four of this chapter through the instal-  
55 lation and operation of school bus photo violation monitoring systems,  
56 in accordance with article twenty-nine of this chapter; to comply with

1 certain posted maximum speed limits in violation of subdivision (b),  
2 (d), (f) or (g) of section eleven hundred eighty of this chapter within  
3 a highway construction or maintenance work area through the installation  
4 and operation of photo speed violation monitoring systems, in accordance  
5 with article thirty of this chapter; to comply with gross vehicle weight  
6 and/or axle weight restrictions in violation of section three hundred  
7 eighty-five of this chapter and the rules of the department of transpor-  
8 tation of the city of New York through the installation and operation of  
9 weigh in motion violation monitoring systems, in accordance with article  
10 ten of this chapter; ~~or~~ to comply with bus operation-related traffic  
11 regulations as defined by article twenty-four of this chapter in  
12 violation of the rules of the department of transportation of the city  
13 of New York through the installation and operation of bus operation-re-  
14 lated photo devices, in accordance with article twenty-four of this  
15 chapter; or to comply with street cleaning parking rules as defined by  
16 article twenty-four of this chapter through the installation and opera-  
17 tion of street cleaning vehicle photo devices, in accordance with arti-  
18 cle twenty-four of this chapter, of the person charged, as applicable  
19 prior to rendering a final determination. Final determinations sustain-  
20 ing or dismissing charges shall be entered on a final determination roll  
21 maintained by the bureau together with records showing payment and  
22 nonpayment of penalties.

23 2. Where an operator or owner fails to enter a plea to a charge of a  
24 parking violation or contest an allegation of liability in accordance  
25 with any provisions of law specifically authorizing the imposition of  
26 monetary liability on the owner of a vehicle for failure of an operator  
27 thereof: to comply with traffic-control indications in violation of  
28 subdivision (d) of section eleven hundred eleven of this chapter through  
29 the installation and operation of traffic-control signal photo viola-  
30 tion-monitoring systems, in accordance with article twenty-four of this  
31 chapter; to comply with certain posted maximum speed limits in violation  
32 of subdivision (b), (c), (d), (f) or (g) of section eleven hundred  
33 eighty of this chapter through the installation and operation of photo  
34 speed violation monitoring systems, in accordance with article thirty of  
35 this chapter; to comply with bus lane restrictions as defined by article  
36 twenty-four of this chapter through the installation and operation of  
37 bus lane photo devices, in accordance with article twenty-four of this  
38 chapter; to comply with toll collection regulations of certain public  
39 authorities through the installation and operation of photo-monitoring  
40 systems, in accordance with the provisions of section two thousand nine  
41 hundred eighty-five of the public authorities law and sections  
42 sixteen-a, sixteen-b and sixteen-c of chapter seven hundred seventy-four  
43 of the laws of nineteen hundred fifty; to stop for a school bus display-  
44 ing a red visual signal in violation of section eleven hundred seventy-  
45 four of this chapter through the installation and operation of school  
46 bus photo violation monitoring systems, in accordance with article twen-  
47 ty-nine of this chapter; to comply with certain posted maximum speed  
48 limits in violation of subdivision (b), (d), (f) or (g) of section elev-  
49 en hundred eighty of this chapter within a highway construction or main-  
50 tenance work area through the installation and operation of photo speed  
51 violation monitoring systems, in accordance with article thirty of this  
52 chapter; to comply with gross vehicle weight and/or axle weight  
53 restrictions in violation of section three hundred eighty-five of this  
54 chapter and the rules of the department of transportation of the city of  
55 New York through the installation and operation of weigh in motion  
56 violation monitoring systems, in accordance with article ten of this

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

1 lated photo devices, in accordance with article twenty-four of this  
2 chapter; or to comply with street cleaning parking rules as defined by  
3 article twenty-four of this chapter through the installation and opera-  
4 tion of street cleaning vehicle photo devices, in accordance with arti-  
5 cle twenty-four of this chapter, (2) of the impending default judgment,  
6 (3) that such judgment will be entered in the Civil Court of the city in  
7 which the bureau has been established, or other court of civil jurisdic-  
8 tion or any other place provided for the entry of civil judgments within  
9 the state of New York, and (4) that a default may be avoided by entering  
10 a plea or contesting an allegation of liability in accordance with any  
11 provisions of law specifically authorizing the imposition of monetary  
12 liability on the owner of a vehicle for failure of an operator thereof:  
13 to comply with traffic-control indications in violation of subdivision  
14 (d) of section eleven hundred eleven of this chapter through the instal-  
15 lation and operation of traffic-control signal photo violation-monitor-  
16 ing systems, in accordance with article twenty-four of this chapter; to  
17 comply with certain posted maximum speed limits in violation of subdivi-  
18 sion (b), (c), (d), (f) or (g) of section eleven hundred eighty of this  
19 chapter through the installation and operation of photo speed violation  
20 monitoring systems, in accordance with article thirty of this chapter;  
21 to comply with bus lane restrictions as defined by article twenty-four  
22 of this chapter through the installation and operation of bus lane photo  
23 devices, in accordance with article twenty-four of this chapter; to  
24 comply with toll collection regulations of certain public authorities  
25 through the installation and operation of photo-monitoring systems, in  
26 accordance with the provisions of section two thousand nine hundred  
27 eighty-five of the public authorities law and sections sixteen-a,  
28 sixteen-b and sixteen-c of chapter seven hundred seventy-four of the  
29 laws of nineteen hundred fifty; to stop for a school bus displaying a  
30 red visual signal in violation of section eleven hundred seventy-four of  
31 this chapter through the installation and operation of school bus photo  
32 violation monitoring systems, in accordance with article twenty-nine of  
33 this chapter; to comply with certain posted maximum speed limits in  
34 violation of subdivision (b), (d), (f) or (g) of section eleven hundred  
35 eighty of this chapter within a highway construction or maintenance work  
36 area through the installation and operation of photo speed violation  
37 monitoring systems, in accordance with article thirty of this chapter;  
38 to comply with gross vehicle weight and/or axle weight restrictions in  
39 violation of section three hundred eighty-five of this chapter and the  
40 rules of the department of transportation of the city of New York  
41 through the installation and operation of weigh in motion violation  
42 monitoring systems, in accordance with article ten of this chapter; ~~[or]~~  
43 to comply with bus operation-related traffic regulations as defined by  
44 article twenty-four of this chapter in violation of the rules of the  
45 department of transportation of the city of New York through the instal-  
46 lation and operation of bus operation-related photo devices, in accord-  
47 ance with article twenty-four of this chapter; or to comply with street  
48 cleaning parking rules as defined by article twenty-four of this chapter  
49 through the installation and operation of street cleaning vehicle photo  
50 devices, in accordance with article twenty-four of this chapter; or  
51 making an appearance within thirty days of the sending of such notice.  
52 Pleas entered and allegations contested within that period shall be in  
53 the manner prescribed in the notice and not subject to additional penal-  
54 ty or fee. Such notice of impending default judgment shall not be  
55 required prior to the rendering and entry thereof in the case of opera-  
56 tors or owners who are non-residents of the state of New York. In no

1 case shall a default judgment be rendered or, where required, a notice  
2 of impending default judgment be sent, more than two years after the  
3 expiration of the time prescribed for entering a plea or contesting an  
4 allegation. When a person has demanded a hearing, no fine or penalty  
5 shall be imposed for any reason, prior to the holding of the hearing. If  
6 the hearing examiner shall make a determination on the charges, sustain-  
7 ing them, [~~he or she~~] such examiner shall impose no greater penalty or  
8 fine than those upon which the person was originally charged.

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

12 (i) If at the time of application for a registration or renewal there-  
13 of there is a certification from a court, parking violations bureau,  
14 traffic and parking violations agency or administrative tribunal of  
15 appropriate jurisdiction that the registrant or [~~his or her~~] their  
16 representative failed to appear on the return date or any subsequent  
17 adjourned date or failed to comply with the rules and regulations of an  
18 administrative tribunal following entry of a final decision in response  
19 to a total of three or more summonses or other process in the aggregate,  
20 issued within an eighteen month period, charging either that: (i) such  
21 motor vehicle was parked, stopped or standing, or that such motor vehi-  
22 cle was operated for hire by the registrant or [~~his or her~~] their agent  
23 without being licensed as a motor vehicle for hire by the appropriate  
24 local authority, in violation of any of the provisions of this chapter  
25 or of any law, ordinance, rule or regulation made by a local authority;  
26 or (ii) the registrant was liable for a violation of subdivision (d) of  
27 section eleven hundred eleven of this chapter imposed pursuant to a  
28 local law or ordinance imposing monetary liability on the owner of a  
29 vehicle for failure of an operator thereof to comply with traffic-con-  
30 trol indications through the installation and operation of traffic-con-  
31 trol signal photo violation-monitoring systems, in accordance with arti-  
32 cle twenty-four of this chapter; or (iii) the registrant was liable for  
33 a violation of subdivision (b), (c), (d), (f) or (g) of section eleven  
34 hundred eighty of this chapter imposed pursuant to a demonstration  
35 program imposing monetary liability on the owner of a vehicle for fail-  
36 ure of an operator thereof to comply with such posted maximum speed  
37 limits through the installation and operation of photo speed violation  
38 monitoring systems, in accordance with article thirty of this chapter;  
39 or (iv) the registrant was liable for a violation of bus lane  
40 restrictions as defined by article twenty-four of this chapter imposed  
41 pursuant to a bus rapid transit program imposing monetary liability on  
42 the owner of a vehicle for failure of an operator thereof to comply with  
43 such bus lane restrictions through the installation and operation of bus  
44 lane photo devices, in accordance with article twenty-four of this chap-  
45 ter; or (v) the registrant was liable for a violation of section eleven  
46 hundred seventy-four of this chapter when meeting a school bus marked  
47 and equipped as provided in subdivisions twenty and twenty-one-c of  
48 section three hundred seventy-five of this chapter imposed pursuant to a  
49 local law or ordinance imposing monetary liability on the owner of a  
50 vehicle for failure of an operator thereof to comply with school bus red  
51 visual signals through the installation and operation of school bus  
52 photo violation monitoring systems, in accordance with article twenty-  
53 nine of this chapter; or (vi) the registrant was liable for a violation  
54 of section three hundred eighty-five of this chapter and the rules of  
55 the department of transportation of the city of New York in relation to  
56 gross vehicle weight and/or axle weight violations imposed pursuant to a

1 weigh in motion demonstration program imposing monetary liability on the  
2 owner of a vehicle for failure of an operator thereof to comply with  
3 such gross vehicle weight and/or axle weight restrictions through the  
4 installation and operation of weigh in motion violation monitoring  
5 systems, in accordance with article ten of this chapter; or (vii) the  
6 registrant was liable for a violation of subdivision (b), (d), (f) or  
7 (g) of section eleven hundred eighty of this chapter imposed pursuant to  
8 a demonstration program imposing monetary liability on the owner of a  
9 vehicle for failure of an operator thereof to comply with such posted  
10 maximum speed limits within a highway construction or maintenance work  
11 area through the installation and operation of photo speed violation  
12 monitoring systems, in accordance with article thirty of this  
13 chapter[~~7~~]; or (viii) the registrant was liable for a violation of bus  
14 operation-related traffic regulations as defined by article twenty-four  
15 of this chapter imposed pursuant to a demonstration program imposing  
16 monetary liability on the owner of a vehicle for failure of an operator  
17 thereof to comply with such bus operation-related traffic regulations  
18 through the installation and operation of bus operation-related photo  
19 devices, in accordance with article twenty-four of this chapter[~~7~~]; or  
20 (ix) the registrant was liable for a violation of street cleaning park-  
21 ing rules as defined by article twenty-four of this chapter imposed  
22 pursuant to a program imposing monetary liability on the owner of a  
23 vehicle for failure of an operator thereof to comply with such street  
24 cleaning parking rules through the installation and operation of street  
25 cleaning vehicle photo devices, in accordance with article twenty-four  
26 of this chapter, the commissioner or [~~his or her~~] their agent shall deny  
27 the registration or renewal application until the applicant provides  
28 proof from the court, traffic and parking violations agency or adminis-  
29 trative tribunal wherein the charges are pending that an appearance or  
30 answer has been made or in the case of an administrative tribunal that  
31 [~~he or she~~] such applicant has complied with the rules and regulations  
32 of said tribunal following entry of a final decision. Where an applica-  
33 tion is denied pursuant to this section, the commissioner may, in [~~his~~  
34 ~~or her~~] their discretion, deny a registration or renewal application to  
35 any other person for the same vehicle and may deny a registration or  
36 renewal application for any other motor vehicle registered in the name  
37 of the applicant where the commissioner has determined that such regis-  
38 trant's intent has been to evade the purposes of this subdivision and  
39 where the commissioner has reasonable grounds to believe that such  
40 registration or renewal will have the effect of defeating the purposes  
41 of this subdivision. Such denial shall only remain in effect as long as  
42 the summonses remain unanswered, or in the case of an administrative  
43 tribunal, the registrant fails to comply with the rules and regulations  
44 following entry of a final decision.

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

48 1-a. Notwithstanding the provisions of subdivision one of this  
49 section, the provisions of subdivision one of this section shall not  
50 apply to an adjudication of liability of owners: (a) for violations of  
51 subdivision (d) of section eleven hundred eleven of this chapter imposed  
52 pursuant to a local law or ordinance imposing monetary liability on the  
53 owner of a vehicle for failure of an operator thereof to comply with  
54 traffic-control indications through the installation and operation of  
55 traffic-control signal photo violation-monitoring systems, in accordance  
56 with article twenty-four of this chapter; or (b) for violations of

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

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

4 1. The provisions of any other general or special law notwithstanding,  
5 whenever, in a city having a population of one hundred thousand or more  
6 according to the nineteen hundred eighty United States census,  
7 proceedings in an administrative tribunal or a court result in a finding  
8 of liability, or conviction for the violation of any statute, local law,  
9 ordinance or rule involving the parking, stopping or standing of a motor  
10 vehicle, except (a) an adjudication of liability of an owner for a  
11 violation of bus operation-related traffic regulations as defined by  
12 article twenty-four of this chapter imposed pursuant to a demonstration  
13 program imposing monetary liability on the owner of a vehicle for fail-  
14 ure of an operator thereof to comply with such bus operation-related  
15 traffic regulations through the installation and operation of bus opera-  
16 tion-related photo devices, in accordance with article twenty-four of  
17 this chapter, or (b) an adjudication of liability of an owner for a  
18 violation of street cleaning parking rules as defined by article twen-  
19 ty-four of this chapter imposed pursuant to a program imposing monetary  
20 liability on the owner of a vehicle for failure of an operator thereof  
21 to comply with such street cleaning parking rules through the installa-  
22 tion and operation of street cleaning vehicle photo devices, in accord-  
23 ance with article twenty-four of this chapter, there shall be levied a  
24 mandatory surcharge in addition to any other sentence, fine or penalty  
25 otherwise permitted or required, in the amount of fifteen dollars. Such  
26 surcharge shall not be deemed a monetary penalty for the purposes of  
27 section two hundred thirty-seven of this chapter or section 19-203 of  
28 the administrative code of the city of New York.

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

32 1. Notwithstanding any other provision of law, whenever proceedings in  
33 an administrative tribunal or court result in a conviction for a  
34 violation of section twelve hundred, twelve hundred one or twelve  
35 hundred two of this chapter, except (a) an adjudication of liability of  
36 an owner for a violation of bus operation-related traffic regulations as  
37 defined by article twenty-four of this chapter imposed pursuant to a  
38 demonstration program imposing monetary liability on the owner of a  
39 vehicle for failure of an operator thereof to comply with such bus oper-  
40 ation-related traffic regulations through the installation and operation  
41 of bus operation-related photo devices, in accordance with article twen-  
42 ty-four of this chapter, or (b) an adjudication of liability of an  
43 owner for a violation of street cleaning parking rules as defined by  
44 article twenty-four of this chapter imposed pursuant to a program  
45 imposing monetary liability on the owner of a vehicle for failure  
46 of an operator thereof to comply with such street cleaning parking rules  
47 through the installation and operation of street cleaning vehicle photo  
48 devices, in accordance with article twenty-four of this chapter, there  
49 shall be levied a mandatory surcharge in addition to any other sentence,  
50 fine or penalty otherwise permitted or required, in the amount of twen-  
51 ty-five dollars.

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

55 a. Notwithstanding any other provision of law, whenever proceedings in  
56 a court or an administrative tribunal of this state result in a

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

1 construction or maintenance work area through the installation and oper-  
2 ation of photo speed violation monitoring systems, in accordance with  
3 article thirty of this chapter; and (ix) an adjudication of liability of  
4 an owner for a violation of bus operation-related traffic regulations as  
5 defined by article twenty-four of this chapter imposed pursuant to a  
6 demonstration program imposing monetary liability on the owner of a  
7 vehicle for failure of an operator thereof to comply with such bus oper-  
8 ation-related traffic regulations through the installation and operation  
9 of bus operation-related photo devices, in accordance with article twen-  
10 ty-four of this chapter; and (x) an adjudication of liability of an  
11 owner for a violation of street cleaning parking rules as defined by  
12 article twenty-four of this chapter imposed pursuant to a program impos-  
13 ing monetary liability on the owner of a vehicle for failure of an  
14 operator thereof to comply with such street cleaning parking rules  
15 through the installation and operation of street cleaning vehicle photo  
16 devices, in accordance with article twenty-four of this chapter, there  
17 shall be levied in addition to any sentence, penalty or other surcharge  
18 required or permitted by law, an additional surcharge of twenty-eight  
19 dollars.

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

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

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

29 § 15. This act shall take effect one year after it shall have become a  
30 law; provided, however, that sections one, thirteen and fourteen of this  
31 act shall expire July 1, 2030, when upon such date the provisions of  
32 such sections shall be deemed repealed; provided further, however, that:

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

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