

Introduced by the Presiding Officer on request of the County Executive

HOME RULE MESSAGE REQUESTING THE STATE OF NEW YORK TO AMEND THE VEHICLE AND TRAFFIC LAW AND THE PUBLIC OFFICERS LAW, IN RELATION TO THE EXTENSION OF ADJUDICATIONS AND OWNER LIABILITY FOR A VIOLATION OF TRAFFIC CONTROL SIGNAL INDICATIONS AND PROVIDING FOR THE REPEAL OF SUCH PROVISIONS UPON EXPIRATION THEREOF (SENATE BILL S.07648/ASSEMBLY BILL A.09737A)

WHEREAS, In 2009, this Legislature adopted Home Rule Message No. 6-2009 requesting the State of New York to amend the New York State Vehicle and Traffic Law and the New York State Public Officers Law to, among other things, authorize Suffolk County to establish and implement a demonstration red-light camera program by installing and operating traffic control signal photo violation-monitoring devices at intersections within the jurisdiction of Suffolk County and impose liability on the owner of a vehicle for failure to comply with traffic-control indications; and

WHEREAS, in response to this Legislature's Home Rule request, the State of New York adopted Chapter 23 of the Laws of 2009, which became effective on May 28, 2009, and amended the New York State Vehicle and Traffic Law and the New York Public Officers Law as indicated above; and

WHEREAS, this Legislature finds that since the implementation of Suffolk County's demonstration red-light camera program, there has been a significant reduction in the number of crashes at the affected intersections, making Suffolk County roadways safer for its residents; and

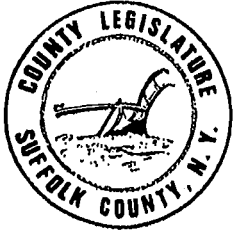
WHEREAS, the New York State Act adopted through Chapter 23 of the Laws of 2009 is set to expire on December 1, 2014 and the County wishes to extend the program; now, therefore, be it

1st RESOLVED, that this Legislature hereby requests the State of New York to enact Senate Bill No. S.07648 and Assembly Bill No. A.09737A to amend the New York State Vehicle and Traffic Law and the New York State Public Officers Law to extend Suffolk County's demonstration red-light camera program from December 1, 2014 through November 30, 2019; and be it further

2nd RESOLVED, that the Clerk of this Legislature is hereby directed to forward copies of this Resolution to Governor Andrew M. Cuomo; to the Majority Leader of the New York State Senate, Hon. Dean Skelos; to the Speaker of the New York State Assembly, Hon. Sheldon Silver; to the Minority Leaders of the New York State Senate and the New York State Assembly; and to each member of the Long Island delegation to the New York State Legislature.

DATED: June 3, 2014

SUFFOLK COUNTY
County Legislature
RIVERHEAD, NY



This is to Certify That I, TIM LAUBE, Clerk of the County Legislature of the County of Suffolk, have compared the foregoing copy of resolution with the original resolution now on file in this office, and which was duly adopted by the County Legislature of said County on June 3, 2014 and that the same is a true and correct transcript of said resolution and of the whole thereof.

In Witness Whereof, I have hereunto set my hand and the official seal of the County Legislature of the County of Suffolk.

Tim Laube

Clerk of the Legislature

Motion:

Krupski, Schneiderman, Browning, Muratore, Hahn
Anker, Calarco, Lindsay, Martinez, Cilmi, Barraga, Kennedy
Trotta, McCaffrey, Gregory, Stern, D'Amaro, Spencer

Co-Sponsors:

Krupski, Schneiderman, Browning, Muratore, Hahn
Anker, Calarco, Lindsay, Martinez, Cilmi, Barraga, Kennedy
Trotta, McCaffrey, Gregory, Stern, D'Amaro, Spencer

Second:

Krupski, Schneiderman, Browning, Muratore, Hahn
Anker, Calarco, Lindsay, Martinez, Cilmi, Barraga, Kennedy
Trotta, McCaffrey, Gregory, Stern, D'Amaro, Spencer

LD	Legislator	Yes	No	Abs	NP	R
1	Albert J. KRUPSKI	/				
3	Kate M. BROWNING	/				
4	Thomas MURATORE	/				
5	Kara HAHN	/				
6	Sarah S. ANKER	/				
7	Rob CALARCO	/				
8	William J. LINDSAY, III	/				
9	Monica R. MARTINEZ	/				
10	Thomas CILMI				X	
11	Thomas F. BARRAGA	/				
12	John M. KENNEDY, JR.	/				
13	Rob TROTTA		/			
14	Kevin J. MCCAFFREY				X	
16	Steven H. STERN	/				
17	Lou D'AMARO	/				
18	William SPENCER	/				
2	Jay SCHNEIDERMAN, D.P.O	/				
15	DuWayne GREGORY, P.O.	/				
Totals		15	1	0	2	0

MOTION

Approve
 ___ Table: _____
 ___ Send To Committee
 ___ Table Subject To Call
 ___ Lay On The Table
 ___ Discharge
 ___ Take Out of Order
 ___ Reconsider
 ___ Waive Rule ___
 ___ Override Veto
 ___ Close
 ___ Recess

APPROVED FAILED ___
 No Motion ___ No Second ___

RESOLUTION DECLARED

ADOPTED
 ___ NOT ADOPTED

Tim Laube

Tim Laube, Clerk of the Legislature

Roll Call ___ Voice Vote

STATE OF NEW YORK

7648

IN SENATE

May 23, 2014

Introduced by COMMITTEE ON RULES -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations

AN ACT to amend chapter 23 of the laws of 2009, amending the vehicle and traffic law and the public officers law relating to adjudications and owner liability for a violation of traffic-control signal indications, in relation to extending the provisions of such chapter

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

- 1 Section 1. Section 9 of chapter 23 of the laws of 2009, amending the
2 vehicle and traffic law and the public officers law relating to adjudi-
3 cations and owner liability for a violation of traffic-control signal
4 indications, is amended to read as follows:
5 § 9. This act shall take effect on the thirtieth day after it shall
6 have become a law and shall expire December 1, [~~2014~~] 2019 when upon
7 such date the provisions of this act shall be deemed repealed; provided
8 that the amendments to paragraph a of subdivision 5-a of section 401 of
9 the vehicle and traffic law made by section one of this act shall be
10 subject to the expiration and reversion of such paragraph pursuant to
11 section 17 of chapter 746 of the laws of 1988, as amended, when upon
12 such date the provisions of section two of this act shall take effect;
13 provided that the amendments to the opening paragraph and paragraph (c)
14 of subdivision 1 of section 1809 of the vehicle and traffic law made by
15 section four of this act shall be subject to the expiration and rever-
16 sion of such subdivision pursuant to chapter 166 of the laws of 1991, as
17 amended, when upon such date the provisions of section five of this act
18 shall take effect; provided, however, that the amendments to the opening
19 paragraph of subdivision 1 of section 1809 of the vehicle and traffic
20 law made by section five of this act shall not affect the expiration of
21 such subdivision and shall expire therewith; and provided, further, that
22 any such local laws as may be enacted pursuant to this act shall remain
23 in full force and effect only until December 1, [~~2014~~] 2019.
24 § 2. This act shall take effect immediately.

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

LBD15374-01-4

STATE OF NEW YORK

9737

IN ASSEMBLY

May 20, 2014

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

AN ACT to amend chapter 23 of the laws of 2009, amending the vehicle and traffic law and the public officers law, relating to adjudications and owner liability for a violation of traffic-control signal indications, in relation to extending the provisions thereof

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 Section 1. Section 9 of chapter 23 of the laws of 2009, amending the
- 2 vehicle and traffic law and the public officers law, relating to adjudi-
- 3 cations and owner liability for a violation of traffic-control signal
- 4 indications, is amended to read as follows:
- 5 S 9. This act shall take effect on the thirtieth day after it shall
- 6 have become a law and shall expire December 1, [2014] 2019 when upon
- 7 such date the provisions of this act shall be deemed repealed; provided
- 8 that the amendments to paragraph a of subdivision 5-a of section 401 of
- 9 the vehicle and traffic law made by section one of this act shall be
- 10 subject to the expiration and reversion of such paragraph pursuant to
- 11 section 17 of chapter 746 of the laws of 1988, as amended, when upon
- 12 such date the provisions of section two of this act shall take effect;
- 13 provided that the amendments to the opening paragraph and paragraph (c)
- 14 of subdivision 1 of section 1809 of the vehicle and traffic law made by
- 15 section four of this act shall be subject to the expiration and rever-
- 16 sion of such subdivision pursuant to chapter 166 of the laws of 1991, as
- 17 amended, when upon such date the provisions of section five of this act
- 18 shall take effect; provided, however, that the amendments to the opening
- 19 paragraph of subdivision 1 of section 1809 of the vehicle and traffic
- 20 law made by section five of this act shall not affect the expiration of
- 21 such subdivision and shall expire therewith; and provided, further, that
- 22 any such local laws as may be enacted pursuant to this act shall remain
- 23 in full force and effect only until December 1, [2014] 2019.
- 24 S 2. This act shall take effect immediately.

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

LBD15200-01-4