

A06851 Text:

STATE OF NEW YORK

6851

2023-2024 Regular Sessions

IN ASSEMBLY

May 8, 2023

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

AN ACT to amend the vehicle and traffic law, in relation to requiring trucks to utilize commercial GPS

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 379 to read as follows:

3 § 379. Commercial GPS. 1. As used in this section, the following

4 terms shall have the following meanings:

5 (a) "Commercial GPS" is a global positioning system that is designed

6 for use by a commercial vehicle which is able to provide audible and

7 visual warnings when such commercial vehicle is on a route where the

8 height, weight, width, or length of such vehicle  
9 exceeds the limitations  
10 of such route.  
11 (b) "Damage to infrastructure" can mean any  
12 impacts and/or collisions  
13 that cause physical or cosmetic damage to a bridge,  
14 overpass, guardrail,  
15 or other piece of public or private infrastructure.  
16 2. (a) Every truck operating on a public highway  
17 in the state shall  
18 use a commercial GPS.  
19 (b) Such commercial GPS shall be regularly  
20 updated to ensure accurate  
21 information.  
22 3. In addition to any other applicable penalties  
23 imposed pursuant to  
24 this chapter:  
25 (a) Any driver found to be operating a truck  
on a public highway in  
the state without a commercial GPS shall:  
(i) receive a verbal and written warning for a  
first violation;  
(ii) be subject to a civil fine of up to two  
hundred fifty dollars for  
a second violation; and  
(iii) be subject to a civil fine of up to five  
hundred dollars for a  
third and each subsequent violation.

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

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1 (b) Any driver found to be operating a truck  
2 on a public highway in  
3 the state without a commercial GPS and who causes  
4 damage to infrastruc-  
5 ture shall be subject to:  
6 (i) a civil fine of up to two thousand five  
7 hundred dollars for a  
8 first violation;

6 (ii) a civil fine of up to five thousand  
dollars for a second

7 violation; and

8 (iii) be subject to a civil fine of up to ten  
thousand dollars for a

9 third and each subsequent violation.

10 § 2. This act shall take effect on the one  
hundred eightieth day after

11 it shall have become a law; provided, however, that  
this act shall be

12 deemed repealed if any federal agency determines  
in writing that this

13 act would render New York state ineligible for the  
receipt of federal

14 funds or any court of competent jurisdiction  
finally determines that

15 this act would render New York state out of  
compliance with federal law

16 or regulation; provided, further, that the  
commissioner of transporta-

17 tion shall notify the legislative bill drafting  
commission upon the

18 occurrence of the provisions of this section in  
order that the commis-

19 sion may maintain an accurate and timely effective  
data base of the

20 official text of the laws of the state of New  
York in furtherance of

21 effectuating the provisions of section 44 of the  
legislative law and

22 section 70-b of the public officers law.  
Effective immediately, the

23 addition, amendment and/or repeal of any rule or  
regulation necessary

24 for the implementation of this act on its  
effective date are authorized

25 to be made and completed on or before such  
effective date.