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Committee Assignment: Senate Freedom 4

Bill #:SF-31

1 **Sponsors: Nicholas J. DeVelvis & Ethan DeVelvis**

2

3 **An Act To**

4 Amend New York State Vehicle & Traffic Law § 1111-b to abolish the use of Red
5 Light Camera

6

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

9 **Purpose**

10

11 **Summary of Provisions**

12 **Section 1: Definitions**

13 **Broadside collision:** Vehicle crashes where the side of one or more vehicles is
14 impacted. These crashes often occur at intersections, in parking lots, and when two
15 vehicles pass on a multi-lane roadway.

16 **Traffic-control signal photo violation-monitoring devices:** Also known as red
17 light cameras.

18 **Section 2**

19 Owner liability for failure of operator to comply with traffic-control indications. (a)

20 1. Notwithstanding any other provision of law, the counties of NY are hereby **no**
21 **longer** authorized and empowered to adopt and amend a local law or ordinance
22 establishing a demonstration program imposing monetary liability on the owner of a
23 vehicle for failure of an operator thereof to comply with traffic-control indications in
24 such county in accordance with the provisions of this section. ~~Such demonstration~~
25 ~~program shall empower such county to install and operate traffic-control signal~~
26 ~~photo violation monitoring devices at no more than one hundred intersections~~
27 ~~within and under the jurisdiction of such county at any one time. **Such counties**~~
28 **may not install and operate any traffic-control signal photo violation-**
29 **monitoring devices at any intersections in any county.**

30 **Justification**

31 Red light cameras violate the right to due process by creating a presumption that
32 the registered owner of the vehicle committed the violation when in fact that may
33 not have been the case. In many studies looked at, there are a number of ways you
34 can minimize **broadside collisions** without infringing on people's constitutional
35 rights.

36 **Fiscal Implications**

37 New York State, and the residing counties would need to decrease their spending to
38 adjust to the decrease in red light camera revenue, which jumped \$1 million to \$29
39 million in fiscal year 2015 (JUST IN NYC ALONE)

40 **Environmental Implications**

41 None

42 **Effective Date**

43 1 year after bill is passed

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