

HOME RULE REQUEST RESOLUTION NO. ____-2025

RESOLVED, that the Westchester County Board of Legislators approves the making of a Home Rule Request in the following format:

To the Legislature:

Pursuant to Article IX of the Constitution, the County of Westchester requests the enactment of Assembly Bill No. 8029A/Senate Bill No. 7422A entitled "AN ACT to amend the vehicle and traffic law, in relation to the operation of traffic-control signal photo violation-monitoring devices in certain intersections in the county of Westchester."

A necessity exists for the enactment of this legislation because the local government does not have the power to enact such legislation by local law.

Dated: 2025
White Plains, New York

Committee on Legislation

STATE OF NEW YORK

8029

2025-2026 Regular Sessions

IN ASSEMBLY

April 22, 2025

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

AN ACT to amend the vehicle and traffic law, in relation to the operation of traffic-control signal photo violation-monitoring devices in certain intersections in the county of Westchester

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

- 1 Section 1. Paragraph 1 of subdivision (a) of section 1111-g of the
2 vehicle and traffic law, as added by chapter 501 of the laws of 2023, is
3 amended to read as follows:
4 1. Notwithstanding any other provision of law, the county of Westches-
5 ter is hereby authorized and empowered to adopt and amend a local law or
6 ordinance establishing a demonstration program imposing monetary liabil-
7 ity on the owner of a vehicle for failure of an operator thereof to
8 comply with traffic-control indications in such county in accordance
9 with the provisions of this section. Such demonstration program shall
10 empower such county to install and operate traffic-control signal photo
11 violation-monitoring devices at no more than fifty intersections within
12 and under the jurisdiction of such county at any one time. Provided
13 that, in addition to the fifty intersections within and under its juris-
14 diction, such county may install and operate traffic-control signal
15 photo violation-monitoring devices on at no more than one intersections
16 located on the
17 portion of the Saw Mill River parkway within such county that is in the
18 village of Pleasantville, upon agreement with the commissioner of the
19 state county of Westchester, upon approval in writing obtained by such
20 county from the department of transportation or such commissioner's decision,
21 provided that the department of transportation may at any time rescind or
22 modify such approval.
23 § 2. Subdivision 12 of section 1803 of the vehicle and traffic law,
24 as added by chapter 501 of the laws of 2023, is amended to read as
25 follows:
26 12. Where the county of Westchester has established a demonstration
27 program imposing monetary liability on the owner of a vehicle for fail-
28 ure of an operator thereof to comply with subdivision (d) of section

EXPLANATION--Matter in italics (underscored) is new; matter in brackets



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~~1 eleven hundred eleven of this chapter in accordance with section eleven
2 hundred eleven-g of this chapter, any fine or penalty collected by a
3 court, judge, magistrate or other officer for an imposition of liability
4 which occurs within a city, town or village within such county pursuant
5 to such program shall be paid to the state comptroller within the first
6 ten days of the month following collection, except as otherwise provided
7 in subdivision three of section ninety-nine-a of the state finance law.
8 Every such payment shall be accompanied by a statement in such form and
9 detail as the comptroller shall provide. The comptroller shall pay
10 eighty percent of any such fine or penalty imposed for such liability to
11 the county of Westchester, and twenty percent of any such fine or penal-
12 ty to the city, town or village in which the violation giving rise to
13 the liability occurred, provided, however that the comptroller shall pay
14 one hundred percent of any such fine or penalty imposed for such liabil-
15 ity to the county of Westchester for violations which occur on the Saw
16 Mill River parkway within the village of Pleasantville. All fines,
17 penalties and forfeitures paid to a city, town or village pursuant to
18 the provisions of this subdivision shall be credited to the general fund
19 of such city, town or village, unless a different disposition is
20 prescribed by charter, special law, local law or ordinance.~~

~~21 § 3-~~ The county of Westchester and commissioner of the New York state
depart-

ment of transportation are hereby authorized and empowered to install
23 signage ~~that notifies drivers~~ giving advance notice to motor vehicle
operators of the presence of traffic-control signal

24 photo violation-monitoring devices operated pursuant to a demonstration
program authorized by article twenty-four of the vehicle and traffic law, in
conformance with standards estab-

25 lished in the manual on uniform traffic control devices maintained by the
commissioner of transportation pursuant to section sixteen hundred eighty of
the vehicle and traffic law. Provided, however, that [The installation of
any] the county of Westchester shall not place or maintain such signage on
the Saw Mill River parkway [shall be subject to an agreement with the
commissioner of the] unless or until approval in writing has been obtained
from the New York state department of transportation [or such commissioner's
designee], and such department of transportation may at any time rescind or
modify such approval. The county and

~~26 such commissioner as of~~ Westchester is additionally authorized [and
empowered] to ~~engage in~~ design and implement

27 a public information campaign before traffic-control signal photo viola-
28 tion-monitoring devices authorized pursuant to the provisions of section
one of this act go into ~~effect on state roads~~ operation, to ~~ensure drivers~~
~~29 have appropriate notice and understanding of the~~ notify and educate motor
vehicle operators about such demonstration program.

30 § 43. This act shall take effect immediately; provided that the amend-
31 ments to sections 1111-g and 1802 of the vehicle and traffic law made by
32 sections one and two of this act shall not affect the repeal of such
33 provisions and shall be deemed repealed therewith.

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STATE OF NEW YORK

7422--A

2025-2026 Regular Sessions

IN SENATE

April 15, 2025

Introduced by Sen. STEWART-COUSINS -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation -- reported favorably from said committee and committed to the Committee on Finance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the vehicle and traffic law, in relation to the operation of traffic-control signal photo violation-monitoring devices in certain intersections in the county of Westchester

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

1 Section 1. Paragraph 1 of subdivision (a) of section 1111-g of the
2 vehicle and traffic law, as added by chapter 501 of the laws of 2023, is
3 amended to read as follows:
4 1. Notwithstanding any other provision of law, the county of Westches-
5 ter is hereby authorized and empowered to adopt and amend a local law or
6 ordinance establishing a demonstration program imposing monetary liabil-
7 ity on the owner of a vehicle for failure of an operator thereof to
8 comply with traffic-control indications in such county in accordance
9 with the provisions of this section. Such demonstration program shall
10 empower such county to install and operate traffic-control signal photo
11 violation-monitoring devices at no more than fifty intersections within
12 and under the jurisdiction of such county at any one time. Provided
13 that, in addition to the fifty intersections within and under its juris-
14 diction, such county may install and operate traffic-control signal
15 photo violation-monitoring devices at no more than one intersection
16 located on the portion of the Saw Mill River parkway within the village
17 of Pleasantville, county of Westchester, upon approval in writing
18 obtained by such county from the department of transportation, provided
19 that the department of transportation may at any time rescind or modify
20 such approval.

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

LBD11175-03-5

1 § 2. The county of Westchester and commissioner of the New York state
2 department of transportation are hereby authorized and empowered to
3 install signage giving advance notice to motor vehicle operators of the
4 presence of traffic-control signal photo violation-monitoring devices
5 operated pursuant to a demonstration program authorized by article twenty-
6 four of the vehicle and traffic law, in conformance with standards
7 established in the manual on uniform traffic control devices maintained
8 by the commissioner of transportation pursuant to section sixteen
9 hundred eighty of the vehicle and traffic law. Provided, however, that
10 the county of Westchester shall not place or maintain such signage on
11 the Saw Mill River parkway unless or until approval in writing has been
12 obtained from the New York state department of transportation, and such
13 department of transportation may at any time rescind or modify such
14 approval. The county of Westchester is additionally authorized to
15 design and implement a public information campaign before traffic-control
16 signal photo violation-monitoring devices authorized pursuant to
17 the provisions of paragraph one of subdivision (a) of section eleven
18 hundred eleven-g of the vehicle and traffic law, as amended by section
19 one of this act, go into operation, to notify and educate motor vehicle
20 operators about such demonstration program.

21 § 3. This act shall take effect immediately; provided that the amend-
22 ments to section 1111-g of the vehicle and traffic law made by section
23 one of this act shall not affect the repeal of such provision and shall
24 be deemed repealed therewith.