

**LOCAL LAWS
OF
THE CITY OF NEW YORK
FOR THE YEAR 2017**

No. 243

Introduced by Council Members Rodriguez, Gibson, Van Bramer, Levine, Dromm, Torres, Lancman, Deutsch, Gentile, Vallone, Richards, Espinal, Koslowitz, Salamanca, Rosenthal, Koo, Maisel, Kallos, Constantinides, Menchaca, Cohen, Garodnick, Chin and Miller.

A LOCAL LAW

To amend the administrative code of the city of New York, in relation to establishing a program to provide public notification of hit-and-run incidents

Be it enacted by the Council as follows:

Section 1. Title 10 of the administrative code of the city of New York is amended by adding a new chapter 9 to read as follows:

CHAPTER 9

HIT-AND-RUN ALERT

§ 10-901 Definitions. As used in this chapter, the following terms have the following meanings:

Administering agency. The term “administering agency” means any city agency, office, department, division, bureau or institution of government, the expenses of which are paid in whole or in part from the city treasury, as the mayor designates.

Hit-and-run. The term “hit-and-run” means when any driver who, knowing or having cause to know that serious physical injury has been caused to another person due to an incident involving the driver's motor vehicle, leaves the scene of an incident without complying with all of the provisions of paragraph a of subdivision two of section six hundred of the vehicle and traffic law.

Serious physical injury. The term "serious physical injury" has the same meaning as in section 10.00 of the penal law.

§ 10-902 Hit-and-run alert system. a. The administering agency shall establish a hit-and-run alert system, pursuant to the provisions of this section, to provide rapid notification to the public when a hit-and-run involving serious physical injury or death occurs.

b. The administering agency shall develop a protocol for notification to organizations such as media organizations, medical facilities and community organizations when a hit-and-run alert is issued.

c. The administering agency shall issue a hit-and-run alert within 24 hours of the determination that a hit-and-run involving serious physical injury or death occurred, provided the perpetrator involved in such incident has not been located, and that sufficient information about the perpetrator of the hit-and-run incident or the subject motor vehicle is available to the administering agency. The administering agency may use its discretion to refrain from issuing such alert if the alert is inappropriate under the circumstances or would compromise a law enforcement investigation. The hit-and-run alert may be issued by any appropriate means, including, but not limited to, email notifications, text messages, telephone calls, television broadcasts, or radio broadcasts. The hit-and-run alert may be issued at repeated intervals within the discretion of the administering agency until the perpetrator involved in such hit-and-run has been located or until the administering agency determines that the issuance of a hit-and-run alert is no longer appropriate.

§ 2. This local law takes effect 90 days after it becomes law.

THE CITY OF NEW YORK, OFFICE OF THE CITY CLERK, s.s.:

I hereby certify that the foregoing is a true copy of a local law of The City of New York, passed by the Council on November 16, 2017 and returned unsigned by the Mayor on December 19, 2017.

MICHAEL M. McSWEENEY, City Clerk, Clerk of the Council.

CERTIFICATION OF CORPORATION COUNSEL

I hereby certify that the form of the enclosed local law (Local Law No. 243 of 2017, Council Int. No. 1463-A of 2017) to be filed with the Secretary of State contains the correct text of the local law passed by the New York City Council, presented to the Mayor and neither approved nor disapproved within thirty days thereafter.

STEVEN LOUIS, Acting Corporation Counsel.