

**RESOLUTION NO. 109**

**ADVISE, COUNSEL AND AIDE TO FIRE COMPANIES OF ALBANY COUNTY**

Introduced: 3/9/09  
By Mr. Zeilman:

WHEREAS, Firefighters provide a vital service to residents of Albany County, and

WHEREAS, Firefighters drive engines and heavy rescue vehicles during parades, drills, building inspections, public education events, returning from calls and other purposes, and

WHEREAS, The New York State Department of Motor Vehicles has opined that fire vehicles that fall within one or more of the definitions of Commercial Motor Vehicle (CMV) found in section 501-a(4)(a) of the Vehicle and Traffic Law are considered to be a CMV during non-emergency operation; and therefore a Commercial Driver's License (CDL) would be required to operate such vehicles during non-emergencies, and

WHEREAS, This Honorable Body finds that a potential prohibition on driving such vehicles to parades, drills, public education events, returning from calls and other purposes except creates numerous problems because most firefighters do not have a CDL, now, therefore be it

RESOLVED, This Honorable requests the District Attorney's Office, the County Attorney's Office, and the Sheriff's Department to give advice, counsel, and aide to any Albany County fire company in resolving issues concerning the requirement that the operation of fire engines and heavy rescue vehicles mandate a CDL, and, be it further

RESOLVED, That the Clerk of the Legislature is hereby directed to forward certified copies of this Resolution to the appropriate County Officials.

*Referred to Public Safety Committee. 3/9/09*