

5262

2011-2012 Regular Sessions

I N S E N A T E

May 3, 2011

Introduced by Sen. RITCHIE -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to certain registrations of vehicles

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Subdivision 13 of section 401 of the vehicle and traffic
2 law, as amended by chapter 203 of the laws of 2002, is amended to read
3 as follows:
4 13. Registration of motor vehicles, trailers and semitrailers operated
5 upon public highways connecting portions of a farm or farms, municipal
6 sanitary landfills and licensed motor vehicle repair shops. Motor vehi-
7 cles, other than motor vehicles manufactured and equipped primarily for
8 the transportation of passengers, trailers and semitrailers, to be oper-
9 ated by any person, upon a public highway for the purpose of traveling
10 by the most direct route, but in no event further than twenty-five miles
11 one-way from a point on the farm as designated by the vehicle owner [and
12 set forth in an attachment to the vehicle registration], (a) between
13 fields, buildings, and facilities managed or operated as part of a
14 single farm enterprise in connection with the production, harvesting,
15 processing or marketing on that farm of crops, livestock, or livestock
16 products produced on that farm; or (b) for the purpose of transporting
17 materials from a farm to the nearest available municipal sanitary land-
18 fill; or (c) for the purpose of transporting the motor vehicle, trailer
19 or semitrailer to a motor vehicle repair shop licensed pursuant to this
20 chapter for the repair or adjustment of equipment provided that, in
21 addition to the route restrictions set forth in this subdivision, no
22 such transport shall be authorized (i) if such vehicle has an out-of-
23 service defect relating to load securement, brake systems, steering
24 components and/or coupling devices, or after it has been placed out-of-
25 service; (ii) on any limited access highway; and (iii) during the period

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

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1 of one hour before sunset to one hour after sunrise, may be registered
2 as provided in this subdivision. Every owner of such vehicles may cause
3 to be filed by mail or otherwise, with the commissioner or with any
4 agent of the commissioner, an application for registration of such vehi-
5 cle, addressed to the commissioner, and on a blank to be furnished by
6 the commissioner for that purpose, containing the information required
7 by subdivision one of this section and such other information as the
8 commissioner shall require. The commissioner or agent shall make such
9 investigation, as he or she shall determine necessary, and if satisfied
10 that the vehicle is to be operated exclusively as provided in this
11 subdivision shall, upon the payment of a fee of one dollar, assign to
12 such vehicle a distinctive number and issue and deliver to the applicant
13 a set of number plates and a certificate of registration in such form as
14 the commissioner shall prescribe, indicating the extent to which the
15 vehicle registered may be operated on the public highways and such vehi-
16 cle may be operated only as so indicated. For the purposes of this
17 subdivision, the terms "farm" and "crops, livestock or livestock
18 products," shall have the same meaning as "land used in agricultural
19 production" and "crops, livestock and livestock products," respectively,
20 as defined in section three hundred one of the agriculture and markets
21 law, except that farmers with an average gross sales value of at least
22 one thousand dollars per year of crops, livestock, and livestock
23 products shall be eligible to register vehicles pursuant to this subdi-
24 vision.

25 S 2. This act shall take effect immediately.