

5826

2013-2014 Regular Sessions

I N   S E N A T E

June 17, 2013

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

AN ACT to amend the vehicle and traffic law, in relation to sanctions for credit card charge backs on motor vehicle fees

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

1     Section 1. Section 202-b of the vehicle and traffic law, as added by  
2 chapter 190 of the laws of 1990, is amended to read as follows:  
3     S 202-b. Penalties for submission of dishonored checks AND CREDIT CARD  
4 PAYMENTS. (A) A thirty-five dollar penalty fee shall be charged to any  
5 person who has submitted a check to the commissioner or his or her agent  
6 as payment for any license, permit or registration or any other type of  
7 fee for any type of transaction as required by this chapter and such  
8 check has been dishonored. Such thirty-five dollar penalty shall be  
9 added to the amount due to the commissioner. In addition, any or all  
10 licenses, permits or registrations issued in the name of such person may  
11 be suspended and, if a suspension has been issued, any other transaction  
12 in the name of such person with this department may be prohibited until  
13 full satisfaction of the amount due to the commissioner and the thirty-  
14 five dollar penalty fee is paid to the commissioner. No such suspension  
15 shall be issued until thirty days after notification that the check has  
16 been dishonored is mailed to such person. If satisfaction is made within  
17 thirty days from the date of mailing of such notification, no suspension  
18 shall be issued. (B) IN ANY CASE WHERE A PERSON HAS MADE A CREDIT CARD  
19 PAYMENT TO THE COMMISSIONER OR HIS OR HER AGENT AS PAYMENT FOR ANY  
20 LICENSE, PERMIT OR REGISTRATION OR ANY OTHER TYPE OF FEE FOR ANY TYPE OF  
21 TRANSACTION AS REQUIRED BY THIS CHAPTER, AND SUCH CREDIT CARD PAYMENT IS  
22 CONTESTED AND IS NOT HONORED BY THE CREDIT CARD COMPANY, ANY OTHER TRAN-  
23 SACTION IN THE NAME OF SUCH PERSON WITH THE DEPARTMENT MAY BE PROHIBIT-  
24 ED, UPON AT LEAST THIRTY DAYS NOTICE, UNTIL FULL SATISFACTION OF THE  
25 AMOUNT DUE TO THE COMMISSIONER HAS BEEN PAID.  
26     S 2. This act shall take effect on the one hundred twentieth day after  
27 it shall have become a law and shall apply to all payments received on  
28 or after such date.

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

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