

5955--A

2013-2014 Regular Sessions

I N   S E N A T E

October 16, 2013

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Introduced by Sens. BALL, ADDABBO, AVELLA, BONACIC, CARLUCCI, DeFRANCISCO, FELDER, GALLIVAN, GOLDEN, HANNON, LARKIN, LIBOUS, MARCHIONE, MAZIARZ, NOZZOLIO, O'MARA, RITCHIE, ROBACH, SAVINO, SEWARD, SMITH, VALESKY -- read twice and ordered printed, and when printed to be committed to the Committee on Rules -- recommitted to the Committee on Transportation in accordance with Senate Rule 6, sec. 8 -- 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 prohibiting the imposition of any additional fee for a veteran's distinguishing mark on a non-driver identification card or a driver's license

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

1     Section 1. Paragraph (b) of subdivision 3 of section 490 of the vehi-  
2     cle and traffic law, as amended by chapter 487 of the laws of 2012, is  
3     amended to read as follows:  
4     (b) The identification card shall contain a distinguishing number or  
5     mark and adequate space upon which an anatomical gift, pursuant to arti-  
6     cle forty-three of the public health law, by the holder may be recorded  
7     and shall contain such other information and shall be issued in such  
8     form as the commissioner shall determine; provided, however, every iden-  
9     tification card or renewal thereof issued to a person under the age of  
10    twenty-one years shall have prominently imprinted thereon the statement  
11    "UNDER 21 YEARS OF AGE" in notably distinctive print or format.  
12    Provided, further, however, that every identification card issued to an  
13    applicant who was a member of the armed forces of the United States and  
14    received [on] AN honorable discharge or was released therefrom under  
15    honorable conditions shall, upon his or her request and submission of  
16    proof as set forth herein, contain a distinguishing mark, in such form  
17    as the commissioner shall determine, indicating that he or she is a

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

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1 veteran. Such proof shall consist of a certificate of release or  
2 discharge from active duty including but not limited to a DD Form 214 or  
3 other proof satisfactory to the commissioner. The commissioner shall not  
4 require fees for the issuance of such identification cards or renewals  
5 thereof to persons under twenty-one years of age which are different  
6 from the fees required for the issuance of identification cards or  
7 renewals thereof to persons twenty-one years of age or over, nor fees to  
8 persons requesting a veteran [notation] DISTINGUISHING MARK which are  
9 different from fees that would otherwise be required. PROVIDED, HOWEVER,  
10 THAT NOTWITHSTANDING THE PROVISIONS OF SECTION FOUR HUNDRED NINETY-ONE  
11 OF THIS ARTICLE, THE COMMISSIONER SHALL NOT REQUIRE ANY FEES FOR THE  
12 DUPLICATION OR AMENDMENT OF AN IDENTIFICATION CARD PRIOR TO ITS RENEWAL  
13 IF SUCH DUPLICATION OR AMENDMENT WAS SOLELY FOR THE PURPOSE OF ADDING A  
14 VETERAN DISTINGUISHING MARK TO SUCH IDENTIFICATION CARD.

15 S 2. Paragraph (a-1) of subdivision 1 of section 504 of the vehicle  
16 and traffic law, as added by chapter 487 of the laws of 2012, is amended  
17 to read as follows:

18 (a-1) Every license or renewal thereof issued to an applicant who was  
19 a member of the armed forces of the United States and received an honor-  
20 able discharge or was released therefrom under honorable conditions  
21 shall, upon his or her request and submission of proof as set forth  
22 herein, contain a distinguishing mark, in such form as the commissioner  
23 shall determine, indicating that he or she is a veteran. Such proof  
24 shall consist of a certificate of release or discharge from active duty  
25 including but not limited to a DD Form 214 or other proof satisfactory  
26 to the commissioner. The commissioner shall not require fees for the  
27 issuance of such licenses or renewals thereof to persons requesting a  
28 veteran [notation] DISTINGUISHING MARK which [is] ARE different from  
29 fees otherwise required; PROVIDED, HOWEVER, THAT NOTWITHSTANDING THE  
30 PROVISIONS OF THIS SECTION, THE COMMISSIONER SHALL NOT REQUIRE FEES FOR  
31 A DUPLICATION OR AMENDMENT OF A LICENSE PRIOR TO ITS RENEWAL IF SUCH  
32 DUPLICATION OR AMENDMENT WAS SOLELY FOR THE PURPOSE OF ADDING A VETERAN  
33 DISTINGUISHING MARK TO SUCH LICENSE.

34 S 3. This act shall take effect on the thirtieth day after it shall  
35 have become a law.