S T A T E O F N E W Y O R K

324

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. PERALTA -- read once and referred to the Committee on Transportation

AN ACT to amend chapter 751 of the laws of 2005, amending the insurance law and the vehicle and traffic law relating to establishing the accident prevention course internet technology pilot program, in relation to repealing such program

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

Section 1. The commissioner of motor vehicles shall not approve any defensive driving program or defensive driving course instructed only over the internet or other such technological means, and shall require that a certified instructor be physically present for the instruction of such programs. All fees received, but not yet expended, by the department of motor vehicles pursuant to the provisions of article 12-C of the vehicle and traffic law and all other moneys appropriated, credited or transferred thereto from any other fund or source pursuant to law for purposes of administering or implementing the provisions of such article 12-C shall be returned to the possession of the state comptroller and the commissioner of taxation and finance within sixty days from the date on which this act shall take effect.

S 2. Section 5 of chapter 751 of the laws of 2005, amending the insurance law and the vehicle and traffic law relating to establishing the accident prevention course internet technology pilot program, is amended to read as follows:

S 5. This act shall take effect on the one hundred eightieth day after it shall have become a law and shall expire and be deemed repealed [five years after the date that the accident prevention course internet, and other technology pilot program is established and implemented by the commissioner of motor vehicles pursuant to article 12-C of the vehicle and traffic law, as added by section three of this act] ON THE EFFECTIVE

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

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DATE OF THE CHAPTER OF THE LAWS OF 2009 THAT AMENDED THIS SECTION; provided that any rules and regulations necessary to implement the provisions of this act on its effective date are authorized and directed to be completed on or before such date; and provided, further, that the commissioner of motor vehicles shall notify the legislative bill drafting commission of the date he or she establishes and implements the accident prevention course internet technology pilot program pursuant to article 12-C of the vehicle and traffic law, as added by section three of this act, in order that such commission may maintain an accurate and timely effective data base of the official text of the laws of the state of New York in furtherance of effecting the provisions of section 44 of the legislative law and section 70-b of the public officers law.

S 3. The commissioner of motor vehicles shall make any rule, regulation and/or repeal necessary for the implementation of this act on or before its effective date.

S 4. This act shall take effect on the sixtieth day after it shall have become a law.