

2080

2009-2010 Regular Sessions

I N S E N A T E

February 11, 2009

Introduced by Sen. PARKER -- 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 commercial driving schools and private driving instruction

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

- 1 Section 1. The vehicle and traffic law is amended by adding a new
2 section 507-a to read as follows:
3 S 507-A. COMMERCIAL DRIVING SCHOOLS AND PRIVATE DRIVING INSTRUCTION.
4 1. HOLDERS OF VALID LEARNER'S PERMITS WHO HAVE NOT COMPLETED AN APPROVED
5 DRIVER EDUCATION COURSE IN HIGH SCHOOL OR COLLEGE SHALL COMPLETE A MINI-
6 MUM OF TEN HOURS OF ROAD TRAINING EXPERIENCE CONDUCTED BY AN APPROVED
7 COMMERCIAL DRIVING SCHOOL OR A PRIVATE INSTRUCTOR CONSISTENT WITH REGU-
8 LATIONS AND THE PROVISIONS OF THIS SECTION.
9 2. ALL PRIVATE DRIVING INSTRUCTORS SHALL:
10 (A) HOLD A VALID DRIVERS' LICENSE ISSUED BY A STATE OR TERRITORY OF
11 THE UNITED STATES, OR BY THE FEDERAL GOVERNMENT; AND
12 (B) PROVIDE NOTICE TO THEIR INSURANCE COMPANY OF THEIR INTENT TO
13 PROVIDE DRIVING INSTRUCTION. INSURANCE COMPANIES SHALL ISSUE AN IDEN-
14 TIFICATION CERTIFICATE WHICH SHALL BE PRESENTED TO THE DEPARTMENT
15 INSPECTOR AT THE POINT OF ROAD TEST.
16 3. ALL COMMERCIAL DRIVING SCHOOLS SHALL:
17 (A) REQUIRE THEIR INSTRUCTORS TO HOLD A VALID DRIVERS' LICENSE ISSUED
18 BY A STATE OR TERRITORY OF THE UNITED STATES, OR BY THE FEDERAL GOVERN-
19 MENT;
20 (B) PROVIDE NOTICE TO EACH INSTRUCTOR'S INSURANCE COMPANY OF HIS OR
21 HER INTENT TO PROVIDE DRIVING INSTRUCTION. INSURANCE COMPANIES SHALL
22 ISSUE AN IDENTIFICATION CERTIFICATE WHICH SHALL BE PRESENTED TO THE
23 DEPARTMENT INSPECTOR AT THE POINT OF THE ROAD TEST;
24 (C) EQUIP ALL INSTRUCTIONAL VEHICLES WITH DUAL BRAKE SYSTEMS;

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

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1 (D) POST A BOND IN THE AMOUNT OF FIFTEEN THOUSAND DOLLARS PRIOR TO
2 ENROLLING ANY STUDENTS;
3 (E) PROVIDE HANDICAP ACCESSIBILITY ENTRANCES FOR ATTENDEES AT
4 FIVE-HOUR PRE-LICENSING CLASSES AND DEFENSIVE DRIVING COURSES OFFERED ON
5 SITE;
6 (F) MAINTAIN A MINIMUM OF TWO VEHICLES;
7 (G) PROVIDE PROOF OF A MINIMUM OF TWENTY-THOUSAND DRIVING HOURS BY THE
8 SCHOOL'S PRINCIPAL OWNER; AND
9 (H) BE LOCATED NO CLOSER THAN FORTY CITY BLOCKS FROM ANOTHER COMMER-
10 CIAL DRIVING SCHOOL.
11 S 2. This act shall take effect on the one hundred eightieth day after
12 it shall have become a law; provided, however, that effective immediate-
13 ly, the addition, amendment and/or repeal of any rule or regulation
14 necessary for the implementation of this act on its effective date is
15 authorized and directed to be made and completed on or before such
16 effective date.