

2787

2009-2010 Regular Sessions

I N   S E N A T E

March 3, 2009

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Introduced by Sen. DILAN -- 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 increasing penalties for leaving the scene of an accident without reporting

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

1     Section 1. Paragraph c of subdivision 2 of section 600 of the vehicle  
2 and traffic law, as amended by chapter 49 of the laws of 2005, is  
3 amended to read as follows:  
4     c. A violation of the provisions of paragraph a of this subdivision  
5 resulting solely from the failure of an operator to exhibit his or her  
6 license and insurance identification card for the vehicle or exchange  
7 the information required in such paragraph shall constitute a class B  
8 misdemeanor punishable by a fine of not less than two hundred fifty nor  
9 more than five hundred dollars in addition to any other penalties  
10 provided by law. Any subsequent such violation shall constitute a class  
11 A misdemeanor punishable by a fine of not less than five hundred nor  
12 more than one thousand dollars in addition to any other penalties  
13 provided by law. Any violation of the provisions of paragraph a of this  
14 subdivision, other than for the mere failure of an operator to exhibit  
15 his or her license and insurance identification card for such vehicle or  
16 exchange the information required in such paragraph, shall constitute a  
17 class [A misdemeanor] E FELONY, punishable by a fine of not less than  
18 [five hundred] ONE THOUSAND dollars nor more than [one] TWO thousand  
19 FIVE HUNDRED dollars in addition to any other penalties provided by law.  
20 Any such violation committed by a person after such person has previous-  
21 ly been convicted of such a violation shall constitute a class [E] D  
22 felony, punishable by a fine of not less than [one] TWO thousand nor  
23 more than [two] FIVE thousand [five hundred] dollars in addition to any  
24 other penalties provided by law. Any violation of the provisions of  
25 paragraph a of this subdivision, other than for the mere failure of an

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

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1 operator to exhibit his or her license and insurance identification card  
2 for such vehicle or exchange the information required in such paragraph,  
3 where the personal injury involved (i) results in serious physical inju-  
4 ry, as defined in section 10.00 of the penal law, shall constitute a  
5 class E felony, punishable by a fine of not less than one thousand nor  
6 more than five thousand dollars in addition to any other penalties  
7 provided by law, or (ii) results in death shall constitute a class D  
8 felony punishable by a fine of not less than two thousand nor more than  
9 five thousand dollars in addition to any other penalties provided by  
10 law.

11 S 2. This act shall take effect on the first of November next succeed-  
12 ing the date on which it shall have become a law.