

3547

2009-2010 Regular Sessions

I N S E N A T E

March 24, 2009

Introduced by Sen. MAZIARZ -- 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 registration of street rods and custom vehicles

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

1 Section 1. Subdivision 7 of section 401 of the vehicle and traffic law
2 is amended by adding a new schedule M to read as follows:

3 M. SCHEDULE FOR STREET RODS AND CUSTOM VEHICLES. FOR EACH MOTOR VEHI-
4 CLE WHICH IS OWNED OR OPERATED AS AN EXHIBITION PIECE OR COLLECTORS
5 ITEM, AND WHICH IS USED FOR PARTICIPATION IN CLUB ACTIVITIES, EXHIBITS,
6 TOURS, PARADES, OCCASIONAL TRANSPORTATION AND SIMILAR USES, BUT NOT USED
7 FOR GENERAL DAILY TRANSPORTATION, A ONE TIME INITIAL REGISTRATION FEE OF
8 TWENTY-THREE DOLLARS.

9 1. (A)(I) A "STREET ROD" MEANS A MOTOR VEHICLE THAT:

10 (1) IS A NINETEEN HUNDRED FORTY-EIGHT OR OLDER VEHICLE; OR THE VEHICLE
11 WAS MANUFACTURED AFTER NINETEEN HUNDRED FORTY-EIGHT TO RESEMBLE A VEHI-
12 CLE MANUFACTURED BEFORE NINETEEN HUNDRED FORTY-NINE; AND

13 (2) HAS BEEN ALTERED FROM THE MANUFACTURER'S ORIGINAL DESIGN; OR HAS A
14 BODY CONSTRUCTED FROM NON-ORIGINAL MATERIALS.

15 (II) THE MODEL YEAR THAT IS LISTED ON THE CERTIFICATE OF TITLE OF A
16 STREET ROD VEHICLE SHALL BE THE MODEL YEAR THAT THE BODY OF SUCH VEHICLE
17 RESEMBLES.

18 (B)(I) A CUSTOM VEHICLE MEANS ANY MOTOR VEHICLE THAT:

19 (1) IS AT LEAST TWENTY-FIVE YEARS OLD AND OF A MODEL YEAR AFTER NINE-
20 TEEN HUNDRED FORTY-EIGHT; OR WAS MANUFACTURED TO RESEMBLE A VEHICLE
21 TWENTY-FIVE OR MORE YEARS OLD AND OF A MODEL YEAR AFTER NINETEEN HUNDRED
22 FORTY-EIGHT; AND

23 (2) HAS BEEN ALTERED FROM THE MANUFACTURER'S ORIGINAL DESIGN; OR HAS A
24 BODY CONSTRUCTED FROM NON-ORIGINAL MATERIALS.

25 (II) THE MODEL YEAR THAT IS LISTED ON THE CERTIFICATE OF TITLE OF A
26 CUSTOM VEHICLE SHALL BE THE MODEL YEAR THAT THE BODY OF SUCH VEHICLE
27 RESEMBLES.

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

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1 2. (A) IN APPLYING FOR A REGISTRATION UNDER THIS SCHEDULE, THE OWNER
2 OF THE STREET ROD OR CUSTOM VEHICLE SHALL SUBMIT WITH THE APPLICATION A
3 CERTIFICATION THAT THE VEHICLE FOR WHICH THE APPLICATION IS MADE: (I)
4 WILL BE MAINTAINED FOR OCCASIONAL TRANSPORTATION, EXHIBITIONS, CLUB
5 ACTIVITIES, PARADES, TOURS, AND SIMILAR USES; AND (II) WILL NOT BE USED
6 FOR GENERAL DAILY TRANSPORTATION.

7 (B) IN ADDITION TO THE CERTIFICATION REQUIREMENT UNDER SUBPARAGRAPH
8 (A) OF THIS PARAGRAPH, WHEN APPLYING FOR REGISTRATION OF A STREET ROD,
9 THE NEW OWNER OF THE STREET ROD SHALL PROVIDE PROOF ACCEPTABLE TO THE
10 COMMISSIONER THAT THE STREET ROD PASSED A SAFETY INSPECTION THAT HAS
11 BEEN APPROVED BY THE COMMISSIONER IN CONSULTATION WITH THE STREET ROD
12 COMMUNITY IN THE STATE.

13 3. ON THE REGISTRATION OF A VEHICLE UNDER THIS SCHEDULE, THE COMMIS-
14 SIONER SHALL ISSUE A SPECIAL STREET ROD OR CUSTOM VEHICLE REGISTRATION
15 PLATE OF THE SIZE AND DESIGN AS THE COMMISSIONER DETERMINES IN CONSULTA-
16 TION WITH THE STREET ROD COMMUNITY OR CUSTOM VEHICLE COMMUNITY, RESPEC-
17 TIVELY, OF THE STATE. SUCH PLATES SHALL BE USED ONLY FOR THE OPERATION
18 OF THE MOTOR VEHICLE LISTED ON THE REGISTRATION APPLICATION AND ON OTHER
19 MOTOR VEHICLES WHICH WOULD QUALIFY FOR REGISTRATION UNDER THIS SCHEDULE
20 OWNED BY PERSONS OTHER THAN THE REGISTRANT OR HIS AGENT IN ANTICIPATION
21 OF POSSIBLE PURCHASE.

22 4. UNLESS THE PRESENCE OF THE EQUIPMENT WAS SPECIFICALLY REQUIRED BY
23 THE LAW AS A CONDITION OF SALE IN THE YEAR LISTED AS THE YEAR OF MANU-
24 FACTURE ON THE CERTIFICATE OF TITLE, THE PRESENCE OF ANY SPECIFIC EQUIP-
25 MENT IS NOT REQUIRED FOR THE OPERATION OF A VEHICLE REGISTERED UNDER
26 THIS SCHEDULE.

27 5. A STREET ROD OR CUSTOM VEHICLE MAY USE BLUE DOT TAIL LIGHTS FOR
28 STOP LAMPS, REAR TURNING INDICATOR LAMPS, REAR HAZARD LAMPS, AND REAR
29 REFLECTORS. FOR PURPOSES OF THIS SUBDIVISION, "BLUE DOT TAIL LIGHT"
30 MEANS A RED LAMP INSTALLED IN THE REAR OF A MOTOR VEHICLE CONTAINING A
31 BLUE OR PURPLE INSERT THAT IS NOT MORE THAN ONE INCH IN DIAMETER.

32 6. NO SUCH REGISTRATION WILL BE ISSUED UNLESS EVIDENCE OF FINANCIAL
33 SECURITY, IN A FORM PRESCRIBED BY THE COMMISSIONER, IS SUBMITTED WHICH
34 PROVIDES COVERAGE FOR THE MOTOR VEHICLE LISTED ON THE REGISTRATION
35 APPLICATION AND FOR NON-OWNED MOTOR VEHICLES BEING OPERATED WITH SUCH
36 PLATES.

37 S 2. Paragraph (b) of subdivision 48 of section 375 of the vehicle and
38 traffic law, as added by chapter 236 of the laws of 1988, such subdivi-
39 sion as renumbered by chapter 278 of the laws of 1991, is amended to
40 read as follows:

41 (b) No person shall operate a passenger car registered in New York
42 unless it is equipped with both a front and rear bumper, each securely
43 fastened and with some part of the bumper located between sixteen inches
44 and twenty inches above the ground. This provision shall not apply to a
45 vehicle registered as an historical vehicle, A STREET ROD OR A CUSTOM
46 VEHICLE PURSUANT TO SECTION FOUR HUNDRED ONE OF THIS CHAPTER.

47 S 3. Subdivision (e) of section 301 of the vehicle and traffic law, as
48 amended by chapter 608 of the laws of 1993, is amended to read as
49 follows:

50 (e) The requirements of air contamination emission system inspection
51 shall not apply to historical motor vehicles registered pursuant to
52 schedule G, OR TO STREET RODS AND CUSTOM VEHICLES REGISTERED PURSUANT TO
53 SCHEDULE M of subdivision seven of section four hundred one of this
54 chapter unless required by federal law.

55 S 4. This act shall take effect immediately.