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

5275

2009-2010 Regular Sessions

I N S E N A T E

April 27, 2009

Introduced by Sen. SQUADRON -- 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 requiring automobile dealers display a fuel economy label on all new vehicles

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

Section 1. The vehicle and traffic law is amended by adding a new section 416-c to read as follows:

S 416-C. FUEL ECONOMY LABEL REQUIREMENTS. 1. IT SHALL BE UNLAWFUL AFTER JANUARY FIRST, TWO THOUSAND TEN FOR ANY MANUFACTURER TO SELL OR LEASE OR TO OFFER TO SELL OR LEASE IN THIS STATE FOR THE PURPOSE OF REGISTRATION IN THIS STATE ANY NEW PASSENGER MOTOR VEHICLE MANUFACTURED OR ASSEMBLED AFTER SAID DATE DESIGNATED AS A TWO THOUSAND TEN OR SUBSEQUENT MODEL, EXCEPT OMNIBUS AND MULTIPURPOSE PASSENGER VEHICLES, UNLESS SUCH VEHICLE HAS AFFIXED THERETO A "GALLONS PER MILE FUEL IMPACT STATEMENT". THE COMMISSIONER SHALL DETERMINE THE FORMAT, SIZE, TYPE LEGIBILITY AND PLACEMENT OF SUCH STATEMENT. THE "GALLONS-PER-MILE FUEL IMPACT STATEMENT" SHALL SET FORTH THE AVERAGE NUMBER OF GALLONS THE VEHICLE IS EXPECTED TO USE WHEN TRAVELING A DISTANCE OF ONE THOUSAND MILES OF COMBINED CITY AND HIGHWAY MILEAGE.

2. ANY MANUFACTURER WHO VIOLATES SUBDIVISION ONE OF THIS SECTION, WITHOUT JUST CAUSE, SHALL BE SUBJECT TO A CIVIL FINE OF NOT MORE THAN ONE HUNDRED DOLLARS PER VEHICLE WITH RESPECT TO WHICH THERE HAS BEEN A VIOLATION OF THIS SECTION. CIVIL PENALTIES SO ASSESSED MAY NOT BE DEDUCTED AS AN EXPENSE FROM ANY TAX LIABILITY DUE TO ANY LOCAL OR STATE TAX JURISDICTION.

S 2. This act shall take effect immediately.

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

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