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

4180

2009-2010 Regular Sessions

I N A S S E M B L Y

January 30, 2009

Introduced by M. of A. GALEF, TITONE, SPANO, McDONOUGH, TOBACCO, GREENE, ORTIZ, GLICK, HOOPER, FIELDS, ESPAILLAT, BURLING, WALKER -- Multi-Sponsored by -- M. of A. ALESSI, BARRA, CLARK, DUPREY, GUNTHER, LATIMER, PEOPLES, SAYWARD, THIELE, WEISENBERG -- read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to signage for persons driving under a learner's permit

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

Section 1. Subdivision 1 of section 501-b of the vehicle and traffic law, as added by chapter 644 of the laws of 2002, is amended to read as follows:

1. In addition to the restrictions contained in subdivision five of section five hundred one of this article, no holder of a class DJ or class MJ learner's permit shall:

(a) operate a motor vehicle with any front seat occupants other than the supervising driver;

(b) operate a motor vehicle unless every occupant of such vehicle is properly restrained by a safety belt or child safety seat in accordance with the provisions of subdivision three-a of section twelve hundred twenty-nine-c of this chapter;

(c) operate a motor vehicle with more than two passengers who are under the age of twenty-one and who are not members of such holder's immediate family, provided, however, that the provisions of this subparagraph shall not apply when such holder is accompanied by a duly licensed parent, guardian, person in a position of loco parentis, driver education teacher or driving school instructor;

(d) be eligible for issuance of a class DJ or MJ license unless such permit and/or limited class DJ or MJ license issued pursuant to section five hundred three-a of this article, singly or in combination, have been valid for at least six months. Any time period in which such class

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

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DJ or MJ learner's permit or limited class DJ or MJ license has been suspended or revoked shall not be counted in determining the length of time that such learner's permit or limited license has been valid;

(E) OPERATE A MOTOR VEHICLE WITHOUT A SIGN, VISIBLE TO BOTH ONCOMING AND FOLLOWING TRAFFIC, INDICATING THAT SUCH VEHICLE IS BEING DRIVEN BY A NEW DRIVER. SUCH SIGN SHALL BE IN SUCH FORM AND DISTRIBUTED IN SUCH MANNER AS PROVIDED BY THE COMMISSIONER UPON ISSUANCE OF SUCH LEARNER'S PERMIT.

S 2. This act shall take effect on the first of September next succeeding the date on which it shall have become a law.