

4236

2009-2010 Regular Sessions

I N A S S E M B L Y

February 2, 2009

Introduced by M. of A. ORTIZ, ABBATE, SWEENEY, J. RIVERA, TOWNS,
P. RIVERA, RAMOS, POWELL, JACOBS -- Multi-Sponsored by -- M. of A.
BRADLEY, ESPAILLAT, FARRELL, GOTTFRIED, GREENE, MAISEL, PERALTA,
THIELE -- read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to certain
requirements for obtaining a driver's license

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

1 Section 1. Subdivision 1 of section 502 of the vehicle and traffic
2 law, as amended by chapter 639 of the laws of 2006, is amended to read
3 as follows:
4 1. Application for license. Application for a driver's license shall
5 be made to the commissioner. The fee prescribed by law may be submitted
6 with such application. The applicant shall furnish such proof of identi-
7 ty, age, and fitness as may be required by the commissioner. The commis-
8 sioner may also provide that the application procedure shall include the
9 taking of a photo image or images of the applicant in accordance with
10 rules and regulations prescribed by the commissioner. In addition, the
11 commissioner also shall require that the applicant provide his or her
12 social security number OR THE INDIVIDUAL TAX IDENTIFICATION NUMBER WHERE
13 SUCH APPLICANT IS A LEGAL IMMIGRANT and provide space on the application
14 so that the applicant may register in the New York state organ and
15 tissue donor registry under section forty-three hundred ten of the
16 public health law. In addition, an applicant for a commercial driver's
17 license who will operate a commercial motor vehicle in interstate
18 commerce shall certify that such applicant meets the requirements to
19 operate a commercial motor vehicle, as set forth in public law 99-570,
20 title XII, and title 49 of the code of federal regulations, and all
21 regulations promulgated by the United States secretary of transportation
22 under the hazardous materials transportation act. Upon a determination
23 that the holder of a commercial driver's license has made any false

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

LBD07810-01-9

1 statement, with respect to the application for such license, the commis-
2 sioner shall revoke such license.

3 S 2. Paragraph (a) of subdivision 6 of section 502 of the vehicle and
4 traffic law, as amended by chapter 81 of the laws of 1995, is amended to
5 read as follows:

6 (a) A license issued pursuant to subdivision five of this section
7 shall be valid until the expiration date contained thereon, unless such
8 license is suspended, revoked or cancelled. Such license may be renewed
9 by submission of an application for renewal, the fee prescribed by law,
10 proofs of prior licensing, fitness and acceptable vision prescribed by
11 the commissioner, the applicant's social security number OR THE INDIVID-
12 UAL TAX IDENTIFICATION NUMBER WHERE SUCH APPLICANT IS A LEGAL IMMIGRANT,
13 and if required by the commissioner a photo image of the applicant in
14 such numbers and form as the commissioner shall prescribe. In addition,
15 an applicant for renewal of a license containing a hazardous material
16 endorsement shall pass an examination to retain such endorsement. A
17 renewal of such license shall be issued by the commissioner upon
18 approval of such application, except that no such license shall be
19 issued if its issuance would be inconsistent with the provisions of
20 section five hundred sixteen of this [chapter] TITLE, and except that
21 the commissioner may refuse to renew such license if the applicant is
22 the holder of a currently valid or renewable license to drive issued by
23 another state or foreign country unless the applicant surrenders such
24 license.

25 S 3. This act shall take effect on the ninetieth day after it shall
26 have become a law.