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

5831

2009-2010 Regular Sessions

I N A S S E M B L Y

February 20, 2009

Introduced by M. of A. McKEVITT, KOLB, TOWNSEND, ERRIGO, McDONOUGH, CROUCH, WALKER, ALFANO, BARRA -- Multi-Sponsored by -- M. of A. BACALLES, BARCLAY, FINCH, GIGLIO, HAWLEY, OAKS, THIELE -- read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to aggravated unlicensed operation of a motor vehicle in the third degree

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

Section 1. Paragraph (a) of subdivision 1 of section 511 of the vehicle and traffic law, as amended by chapter 173 of the laws of 1990, is amended to read as follows:

(a) A person is guilty of the offense of aggravated unlicensed operation of a motor vehicle in the third degree when such person operates a motor vehicle upon a public highway while knowing or having reason to know that such person's license or privilege of operating such motor vehicle in this state or privilege of obtaining a license to operate such motor vehicle issued by the commissioner is suspended, revoked or otherwise withdrawn by the commissioner. FOR THE PURPOSES OF THIS PARAGRAPH, A PERSON WHO HAS IN EFFECT THREE OR MORE SUSPENSIONS AND/OR REVOCATIONS OF SUCH PERSON'S LICENSE, IMPOSED ON AT LEAST THREE SEPARATE DATES, SHALL BE PRESUMED TO KNOW THAT SUCH LICENSE WAS SUSPENDED OR REVOKED.

S 2. This act shall take effect on the ninetieth day after it shall have become a law.

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

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