

2477

2009-2010 Regular Sessions

I N   S E N A T E

February 20, 2009

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Introduced by Sen. YOUNG -- 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 authorizing the operation of any farm vehicle within the state by a person with a class D driver's license; and to repeal subparagraph (vi) of paragraph (b) of subdivision 2 of section 501 of such law relating to farm endorsements

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

1     Section 1. Subparagraph (iv) of paragraph (a) of subdivision 2 of  
2     section 501 of the vehicle and traffic law, as amended by chapter 339 of  
3     the laws of 2005, is amended to read as follows:  
4     (iv) Class D. (A) Such license shall be valid to operate any passenger  
5     or limited use automobile or any truck with a GVWR of not more than  
6     twenty-six thousand pounds or any such vehicle towing a vehicle with a  
7     GVWR of not more than ten thousand pounds, or any such vehicle towing  
8     another vehicle with a GVWR of more than ten thousand pounds provided  
9     such combination of vehicles has a GCWR of not more than twenty-six  
10    thousand pounds, or any personal use vehicle with a GVWR of not more  
11    than twenty-six thousand pounds or any such vehicle towing a vehicle  
12    with a GVWR of not more than ten thousand pounds, except it shall not be  
13    valid to operate a tractor, a motorcycle other than a class B or C  
14    limited use motorcycle, a vehicle used to transport passengers for hire  
15    or for which a hazardous materials endorsement is required, or a vehicle  
16    defined as a bus in subdivision one of section five hundred nine-a of  
17    this title.  
18    (B) NOTWITHSTANDING ANY RESTRICTION ON THE OPERATION OF VEHICLES  
19    INCLUDED IN CLAUSE (A) OF THIS SUBPARAGRAPH, SUCH LICENSE SHALL BE VALID  
20    TO OPERATE ANY FARM VEHICLE ANYWHERE WITHIN THIS STATE.  
21    S 2. Subparagraph (vi) of paragraph (b) of subdivision 2 of section  
22    501 of the vehicle and traffic law is REPEALED.

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

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1 S 3. Subdivision 7 of section 501-a of the vehicle and traffic law, as  
2 added by chapter 173 of the laws of 1990, is amended to read as follows:  
3 7. Farm vehicle. A vehicle OR ANY COMBINATION OF VEHICLES having a  
4 GVWR of not more than twenty-six thousand pounds which is controlled and  
5 operated by a farmer, is used to transport agricultural products, farm  
6 machinery, farm supplies or all of the aforementioned to or from the  
7 farm and is not used in the operations of a common or contract motor  
8 carrier and[, such a vehicle having a GVWR of more than twenty-six thou-  
9 sand pounds while being used within one hundred fifty miles of the  
10 person's farm] SUCH VEHICLE OR VEHICLES ARE OPERATED WITHIN THIS STATE.  
11 S 4. This act shall take effect on the first of January next succeed-  
12 ing the date on which it shall have become a law.