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

3809

2009-2010 Regular Sessions

I N  S E N A T E

April 1, 2009

Introduced by Sens. FLANAGAN, ALESI, DeFRANCISCO, GRIFFO, HANNON, O. JOHNSON, LARKIN, PADAVAN, RANZENHOFER, SEWARD, WINNER -- 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 issuance of distinctive license plates for family members of service members who died in the line of duty

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 404-x to read as follows:

S 404-X. DISTINCTIVE LICENSE PLATES FOR FAMILY MEMBERS OF SERVICE MEMBERS WHO DIED IN THE LINE OF DUTY. 1. FOR PURPOSES OF THIS SECTION, "FAMILY MEMBERS OF A FALLEN SERVICE MEMBER WHO DIED IN THE LINE OF DUTY" SHALL MEAN A SPOUSE, PARENT, SIBLING OR CHILD OF A FALLEN SERVICE MEMBER WHO DIED IN THE COURSE OF HIS OR HER EMPLOYMENT OR PERFORMANCE OF DUTIES AS A MEMBER OF THE UNITED STATES ARMED SERVICES.

2. ANY FAMILY MEMBER OF A SERVICE MEMBER WHO DIED IN THE LINE OF DUTY AND WHO RESIDES IN THIS STATE SHALL, UPON REQUEST, BE ISSUED A DISTINCTIVE LICENSE PLATE BEARING THE WORDS "FAMILY OF A FALLEN SAILOR", "FAMILY OF A FALLEN MARINE", "FAMILY OF A FALLEN SOLDIER" OR "FAMILY OF A FALLEN AIRMAN" OR "FAMILY OF A FALLEN GUARDSMAN" OF A DESIGN APPROVED BY THE COMMISSIONER. APPLICATION FOR SUCH LICENSE PLATE SHALL BE FILED WITH THE COMMISSIONER IN SUCH FORM AND DETAIL AS THE COMMISSIONER SHALL PRESCRIBE AND SHALL BE VERIFIED ANNUALLY BY THE APPLICANT.

3. A DISTINCTIVE PLATE AUTHORIZED PURSUANT TO SUBDIVISION TWO OF THIS SECTION SHALL BE ISSUED UPON PROOF, SATISFACTORY TO THE COMMISSIONER, THAT THE APPLICANT IS A FAMILY MEMBER OF A SERVICE MEMBER WHO DIED IN THE LINE OF DUTY.

4. A DISTINCTIVE PLATE ISSUED PURSUANT TO THIS SECTION SHALL BE ISSUED IN THE SAME MANNER AS OTHER NUMBER PLATES UPON PAYMENT OF THE REGULAR

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

LBD06690-01-9

REGISTRATION FEE PRESCRIBED BY SECTION FOUR HUNDRED ONE OF THIS ARTICLE, PROVIDED, HOWEVER, THAT AN ADDITIONAL ANNUAL SERVICE CHARGE OF TWENTY-FIVE DOLLARS SHALL BE CHARGED FOR SUCH PLATE. SUCH ANNUAL SERVICE CHARGE SHALL BE DEPOSITED PURSUANT TO THE PROVISIONS OF SECTION FOUR HUNDRED FOUR-OO OF THIS ARTICLE TO THE CREDIT OF THE DEPARTMENT OF MOTOR VEHICLES DISTINCTIVE PLATE DEVELOPMENT FUND ESTABLISHED BY SECTION NINE-TY-FIVE-G OF THE STATE FINANCE LAW AND SHALL BE USED FOR THE PRODUCTION, DESIGN, ADVERTISING AND MARKETING OF DISTINCTIVE LICENSE PLATES PURSUANT TO SUCH SECTION NINETY-FIVE-G.

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