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

2601

2011-2012 Regular Sessions

I N A S S E M B L Y

January 19, 2011

Introduced by M. of A. RABBITT, MOLINARO -- Multi-Sponsored by -- M. of A. CROUCH, DUPREY, GIGLIO, OAKS, SAYWARD -- read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to providing an exemption from suspension of a driver's license for persons serving on fulltime active military duty

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

Section 1. Section 1806-a of the vehicle and traffic law is amended by adding a new subdivision 6 to read as follows:

6. IN THE EVENT THAT A PERSON CHARGED WITH A TRAFFIC VIOLATION OR PARKING VIOLATION DOES NOT ANSWER WITHIN THE TIME SPECIFIED AND SUCH CIRCUMSTANCE RESULTS IN A DEFAULT JUDGMENT OF A FINE, AND SUCH PERSON FAILS TO PAY SUCH FINE BECAUSE SUCH PERSON SERVES ON FULLTIME ACTIVE MILITARY DUTY, AS DEFINED IN SECTION ONE OF THE MILITARY LAW, THE COMMISSIONER SHALL NOT SUSPEND SUCH PERSON'S LICENSE, PROVIDED SUCH PERSON OR SUCH PERSON'S REPRESENTATIVE SUBMITS PROOF SATISFACTORY TO THE COMMISSIONER THAT HE OR SHE IS A MEMBER OF THE MILITARY FORCES AND IS ENGAGED IN FULLTIME ACTIVE MILITARY DUTY. SUCH PERSON'S LICENSE SHALL BE VALID FOR UP TO SIX MONTHS AFTER SUCH PERSON'S RELEASE FROM FULLTIME ACTIVE MILITARY DUTY.

S 2. This act shall take effect immediately.

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

LBD03525-01-1