

5904--A

Cal. No. 118

2011-2012 Regular Sessions

I N S E N A T E

October 5, 2011

Introduced by Sens. LANZA, YOUNG, RITCHIE, MARCELLINO, McDONALD, FLANAGAN, NOZZOLIO, SEWARD -- read twice and ordered printed, and when printed to be committed to the Committee on Rules -- recommitted to the Committee on Transportation in accordance with Senate Rule 6, sec. 8 -- reported favorably from said committee, ordered to first and second report, amended on second report, ordered to a third reading, and to be reprinted as amended, retaining its place in the order of third reading

AN ACT to amend the vehicle and traffic law, in relation to requiring applicants for the renewal of a driver's license to complete a vision test

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

1 Section 1. Paragraph (a) of subdivision 6 of section 502 of the vehi-
2 cle and traffic law, as amended by section 3 of part K of chapter 59 of
3 the laws of 2009, is amended to read as follows:
4 (a) A license issued pursuant to subdivision five of this section
5 shall be valid until the expiration date contained thereon, unless such
6 license is suspended, revoked or cancelled. Such license may be renewed
7 by submission of an application for renewal, the fee prescribed by law,
8 proofs of prior licensing, fitness and acceptable vision prescribed by
9 the commissioner, the applicant's social security number, and if
10 required by the commissioner a photo image of the applicant in such
11 numbers and form as the commissioner shall prescribe. SUCH PROOF OF
12 ACCEPTABLE VISION SHALL REQUIRE THE APPLICANT TO PASS A VISION TEST
13 ADMINISTERED BY THE COMMISSIONER OR HIS OR HER AGENT, OR TO SUBMIT A
14 CERTIFICATION, SIGNED BY A PHYSICIAN, PHYSICIAN ASSISTANT, NURSE PRACTI-
15 TIONER, OPTOMETRIST OR OPTICIAN, ATTESTING THAT THE APPLICANT HAS
16 ADEQUATE VISION TO OPERATE A MOTOR VEHICLE AS DETERMINED BY THE COMMIS-
17 SIONER. In addition, an applicant for renewal of a license containing a
18 hazardous material endorsement shall pass an examination to retain such

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

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1 endorsement. The commissioner shall, with respect to the renewal of a
2 hazardous materials endorsement, comply with the requirements imposed
3 upon states by sections 383.141 and 1572.13 of title 49 of the code of
4 federal regulations. A renewal of such license shall be issued by the
5 commissioner upon approval of such application, except that no such
6 license shall be issued if its issuance would be inconsistent with the
7 provisions of section five hundred sixteen of this title, and except
8 that the commissioner may refuse to renew such license if the applicant
9 is the holder of a currently valid or renewable license to drive issued
10 by another state or foreign country unless the applicant surrenders such
11 license.

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