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I N   S E N A T E

May 14, 2014

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Introduced by Sen. FARLEY -- read twice and ordered printed, and when printed to be committed to the Committee on Consumer Protection

AN ACT to amend the general business law, in relation to prohibiting the sale of covered license plate frames

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

1     Section 1. The general business law is amended by adding a new section  
2     391-s to read as follows:  
3     S 391-S. SALE OR PROMOTIONAL DISTRIBUTION OF COVERED LICENSE PLATE  
4     FRAMES. 1. NO PERSON, FIRM, CORPORATION, PARTNERSHIP, ASSOCIATION,  
5     LIMITED LIABILITY COMPANY, OR OTHER ENTITY SHALL SELL OR OFFER TO SELL  
6     OR GIVE AWAY, AS EITHER A RETAIL OR WHOLESALE PROMOTION, A COVERED  
7     LICENSE PLATE FRAME WITHIN NEW YORK STATE.  
8     2. FOR PURPOSES OF THIS SECTION, "COVERED LICENSE PLATE FRAME" MEANS  
9     ANY GLASS OR PLASTIC MATERIAL, ARTIFICIAL OR SYNTHETIC MATERIAL OR  
10    SUBSTANCE THAT CONCEALS OR OBSCURES A LICENSE PLATE OR THAT DISTORTS A  
11    RECORDED OR PHOTOGRAPHIC IMAGE OF SUCH LICENSE PLATE.  
12    3. ANY PERSON, FIRM, CORPORATION, PARTNERSHIP, ASSOCIATION, LIMITED  
13    LIABILITY COMPANY, OR OTHER ENTITY THAT VIOLATES THE PROVISIONS OF THIS  
14    SECTION BY SELLING, OFFERING TO SELL, OR GIVING AWAY AS EITHER A RETAIL  
15    OR WHOLESALE PROMOTION, A COVERED LICENSE PLATE FRAME SHALL BE SUBJECT  
16    TO A CIVIL PENALTY OF NOT MORE THAN FIVE HUNDRED DOLLARS PER VIOLATION,  
17    RECOVERABLE IN AN ACTION BY ANY ENFORCEMENT AUTHORITY DESIGNATED BY ANY  
18    MUNICIPALITY OR POLITICAL SUBDIVISION.  
19    S 2. This act shall take effect immediately.

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

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