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

5039

2013-2014 Regular Sessions

I N A S S E M B L Y

February 14, 2013

Introduced by M. of A. TENNEY, MILLER, RAIA, LALOR, JORDAN, SALADINO, FINCH, KATZ, LUPINACCI -- Multi-Sponsored by -- M. of A. BARCLAY, CERETTO, CROUCH, McLAUGHLIN -- read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to creating exemption for certain military personnel from certain training and testing requirements in order to qualify for a commercial driver's license

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

Section 1. Section 502 of the vehicle and traffic law is amended by adding a new subdivision 4-a to read as follows:

4-A. EXCEPTION FOR CERTAIN MILITARY PERSONNEL. ANY PERSON WHO HAS SUCCESSFULLY COMPLETED THE TRAINING REQUIREMENTS FOR AND HAS BEEN A UNITED STATES ARMY MOTOR TRANSPORT OPERATOR (MOS-88M), UNITED STATES NAVY MOTOR VEHICLE OPERATOR (NEC-3531), UNITED STATES AIR FORCE VEHICLE OPERATIONS (AFSC-2T1X1) OR ANY OTHER POSITION AS THE UNITED STATES ARMY, NAVY OR AIR FORCE SHALL DESIGNATE FOR LIKE TRAINED MILITARY PERSONNEL, SHALL BE DEEMED TO HAVE COMPLETED ALL TRAINING AND TESTING REQUIREMENTS NECESSARY FOR LICENSURE UNDER THIS SECTION, EXCEPT AS SUCH REQUIREMENTS ARE MANDATORY PURSUANT TO PUBLIC LAW 99-570, TITLE XII, AND TITLE 49 OF THE CODE OF FEDERAL REGULATIONS, AND ALL REGULATIONS PROMULGATED BY THE UNITED STATES SECRETARY OF TRANSPORTATION UNDER THE HAZARDOUS MATERIALS TRANSPORTATION ACT.

S 2. Paragraph (a) of subdivision 5 of section 502 of the vehicle and traffic law, as amended by chapter 138 of the laws of 1981, is amended to read as follows:

(a) Upon successful completion of the requirements set forth in subdivision four of this section OR UPON QUALIFYING FOR THE EXCEPTION THERETO SET FORTH IN SUBDIVISION FOUR-A OF THIS SECTION, and upon payment of the fee prescribed by law, the commissioner shall issue an appropriate

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

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license to the applicant, except that the commissioner may refuse to issue such license

S 3. This act shall take effect on the ninetieth day after it shall have become a law; provided, however, that effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized and directed to be made and completed on or before such effective date.