

4074

2015-2016 Regular Sessions

I N S E N A T E

February 26, 2015

Introduced by Sen. SEWARD -- read twice and ordered printed, and when printed to be committed to the Committee on Insurance

AN ACT to authorize the commissioner of motor vehicles to study registration compliance and to amend the financial services law, in relation to the establishment of penalties for automobile insurance rate evasion

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

1 Section 1. The commissioner of the department of motor vehicles shall
2 undertake a study to determine whether motor vehicles are registered
3 within the time frames required pursuant to subdivision eighteen of
4 section four hundred one of the vehicle and traffic law, along with
5 estimates of the loss of income to the state and local governments for
6 residents who fail to register their motor vehicles in New York state as
7 required by law. Additionally, the commissioner shall include as a
8 subject of this study a determination of whether New York residents are
9 failing to obtain a New York state driver's license within the mandated
10 thirty day period and the estimated loss of income to the state for
11 residents who fail to obtain their New York driver's license within the
12 thirty day period.

13 S 2. The commissioner of the department of motor vehicles shall make a
14 report of findings to the governor, the temporary president of the
15 senate, the speaker of the assembly, the minority leader of the senate
16 and the minority leader of the assembly within one year of the effective
17 date of this act. Such report shall include recommendations as to
18 actions that the state and local government officials can perform to
19 encourage compliance with licensure and registration laws.

20 S 3. Subparagraph (A) of paragraph 1 of subsection (a) of section 408
21 of the financial services law is amended to read as follows:

22 (A) any intentional fraud or intentional misrepresentation of a mate-
23 rial fact with respect to a financial product or service or involving
24 any person offering to provide or providing financial products or
25 services OR WITH RESPECT TO ANY APPLICATION FOR AN INSURANCE POLICY; or

26 S 4. This act shall take effect immediately.

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

LBD09342-02-5