

4296--B

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2015-2016 Regular Sessions

I N   S E N A T E

March 11, 2015

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Introduced by Sens. LITTLE, CROCI, HANNON, SEWARD, VALESKY -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading -- again amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the vehicle and traffic law, in relation to the provision of notice to owners whose motor vehicles are subject to safety recalls

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

1     Section 1. The vehicle and traffic law is amended by adding a new  
2     section 210-a to read as follows:  
3     S 210-A. MOTOR VEHICLE SAFETY RECALL INFORMATION. 1. THE DEPARTMENT  
4     SHALL MAKE AVAILABLE ON ITS INTERNET WEBSITE, A LINK TO  
5     "HTTP://WWW.SAFERCAR.GOV" OPERATED BY THE NATIONAL HIGHWAY TRAFFIC SAFE-  
6     TY ADMINISTRATION AND PROVIDING ALL MOTOR VEHICLE SAFETY RECALLS, BASED  
7     ON MOTOR VEHICLE MAKE, MODEL, YEAR AND VEHICLE IDENTIFICATION NUMBER,  
8     ISSUED BY SUCH ADMINISTRATION IN ACCORDANCE WITH THE NATIONAL TRAFFIC  
9     AND MOTOR VEHICLE SAFETY ACT.  
10    2. THE DEPARTMENT SHALL PROMOTE AND PROVIDE PUBLIC NOTICE OF THE  
11    AVAILABILITY OF INFORMATION ON MOTOR VEHICLE SAFETY RECALLS FROM THE  
12    DEPARTMENT'S WEBSITE AND THE NATIONAL HIGHWAY TRAFFIC SAFETY ADMINIS-  
13    TRATION AT ITS WEBSITE: "HTTP://WWW.SAFERCAR.GOV". SUCH PROMOTION AND  
14    NOTICE SHALL BE PROVIDED ON THE DEPARTMENT'S INTERNET WEBSITE AND ON A  
15    SEPARATE INSERT PROVIDED TO MOTOR VEHICLE OWNERS UPON THE ISSUANCE OR  
16    RENEWAL OF A REGISTRATION PURSUANT TO ARTICLE FOURTEEN OF THIS CHAPTER.  
17    S 2. Subdivision (a) of section 304 of the vehicle and traffic law, as  
18    amended by chapter 608 of the laws of 1993, is amended and a new subdi-  
19    vision (b-1) is added to read as follows:

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

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1 (a) No certificate or certificates of inspection shall be issued by an  
2 official inspection station until the mechanisms and other equipment, as  
3 specified in SUBDIVISION (C) OF section three hundred one [(c)] of this  
4 [chapter] ARTICLE, of the motor vehicle inspected are in proper and safe  
5 condition and comply with the rules and regulations of the commissioner  
6 and with the laws of this state, and the emissions of such motor vehicle  
7 conform with subdivision (d) of section three hundred one of this arti-  
8 cle and regulations promulgated pursuant thereto at the time the certif-  
9 icate is issued.

10 (B-1) AN OFFICIAL INSPECTION STATION SHALL SUBMIT TO THE DEPARTMENT  
11 THE VEHICLE IDENTIFICATION NUMBER OF EACH VEHICLE SUBJECT TO INSPECTION.  
12 THE DEPARTMENT, AFTER REVIEW OF THE NATIONAL HIGHWAY TRAFFIC SAFETY  
13 ADMINISTRATION'S WEBSITE "[HTTP://WWW.SAFERCAR.GOV](http://www.safercar.gov)", SHALL PRODUCE AND  
14 PROVIDE TO THE OFFICIAL INSPECTION STATION A VEHICLE INSPECTION REPORT  
15 INCLUDING A STATEMENT OF ANY MOTOR VEHICLE SAFETY RECALL OR RECALLS THAT  
16 THE MOTOR VEHICLE IS SUBJECT TO, THAT SUCH RECALLS MAY BE REPAIRED BY A  
17 MOTOR VEHICLE DEALER APPROVED BY THE MANUFACTURER OF THE VEHICLE, AND  
18 THAT FURTHER INFORMATION ON THE RECALLS MAY BE OBTAINED FROM THE  
19 NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION ON ITS WEBSITE:  
20 "[HTTP://WWW.SAFERCAR.GOV](http://www.safercar.gov)". THE OFFICIAL INSPECTION STATION SHALL DELIVER  
21 SUCH PRINTED VEHICLE INSPECTION REPORT TO THE OWNER OF THE INSPECTED  
22 MOTOR VEHICLE. IF THE OWNER IS A DEALER, THE DEALER SHALL PROVIDE SUCH  
23 VEHICLE INSPECTION REPORT TO THE NEXT RETAIL PURCHASER OR LESSEE OF THE  
24 MOTOR VEHICLE.

25 S 3. This act shall take effect on the first of January next succeed-  
26 ing the date on which it shall have become a law; provided, however,  
27 that effective immediately any and all actions necessary to implement  
28 the provisions of this act on its effective date are authorized and  
29 directed to be completed by the department of motor vehicles on or  
30 before such effective date.