

4311--A

Cal. No. 1106

2015-2016 Regular Sessions

I N S E N A T E

March 12, 2015

Introduced by Sens. KLEIN, LARKIN -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation -- 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, ordered to a third reading, 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 issuance of distinctive plates for Catholic War Veterans of America

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 404-aa to read as follows:
3 S 404-AA. DISTINCTIVE PLATES FOR MEMBERS OF THE CATHOLIC WAR VETERANS
4 OF AMERICA. 1. ANY MEMBER OF THE CATHOLIC WAR VETERANS OF AMERICA RESID-
5 ING IN THIS STATE SHALL, UPON REQUEST, BE ISSUED A LICENSE PLATE BEARING
6 THE WORDS "CATHOLIC WAR VETERANS OF AMERICA". APPLICATION FOR SAID
7 LICENSE PLATE SHALL BE FILED WITH THE COMMISSIONER IN SUCH FORM AND
8 DETAIL AS THE COMMISSIONER SHALL PRESCRIBE.
9 2. THE DISTINCTIVE PLATE AUTHORIZED IN THIS SECTION SHALL BE ISSUED
10 UPON PROOF, SATISFACTORY TO THE COMMISSIONER, THAT THE APPLICANT IS A
11 MEMBER OF THE CATHOLIC WAR VETERANS OF AMERICA.
12 3. A DISTINCTIVE PLATE ISSUED PURSUANT TO THIS SECTION SHALL BE ISSUED
13 IN THE SAME MANNER AS OTHER NUMBER PLATES UPON PAYMENT OF THE REGULAR
14 REGISTRATION FEE PRESCRIBED BY SECTION FOUR HUNDRED ONE OF THIS ARTICLE;
15 PROVIDED, HOWEVER, THAT AN ADDITIONAL ONE-TIME SERVICE CHARGE OF TEN
16 DOLLARS SHALL BE CHARGED FOR SUCH PLATE.
17 S 2. Subdivision 1-a of section 404 of the vehicle and traffic law, as
18 added by chapter 415 of the laws of 2001, is amended to read as follows:
19 1-a. The commissioner may issue special number plates to applicants
20 who are members of veterans organizations in the same manner as other

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

LBD03891-03-6

1 number plates are issued pursuant to this article. Such special number
2 plates shall be issued only upon (a) payment of a one-time service
3 charge of ten dollars in addition to the regular registration fee
4 prescribed by section four hundred one of this article, and (b)
5 submission of proof, satisfactory to the commissioner, that the appli-
6 cant is presently a member of the veterans organization for which such
7 plate is requested. Such membership shall be verified annually by the
8 applicant. Application for such plates shall be made in accordance with
9 regulations promulgated by the commissioner with respect to the issuance
10 of such plates. Provided, however, that nothing contained herein shall
11 be deemed to supersede the provisions of section four hundred four-d,
12 four hundred four-e, four hundred four-h, four hundred four-i, four
13 hundred four-j, four hundred four-k [or], four hundred four-p OR FOUR
14 HUNDRED FOUR-AA of this article.

15 S 3. 1. A distinctive plate established pursuant to section 404-aa of
16 the vehicle and traffic law as added by section one of this act shall
17 only be designed, produced and issued upon the delivery to the depart-
18 ment of motor vehicles of a surety bond in the amount of six thousand
19 dollars, which shall be executed by a surety company authorized by the
20 department of financial services to transact business in this state.
21 Provided, however, that if the commissioner of motor vehicles shall have
22 received prior to plate design, production and issuance at least two
23 hundred orders for such distinctive plate together with the additional
24 one-time service charge applicable to each such order, which shall be
25 non-refundable, no such surety bond shall be required. All service
26 charges collected pursuant to this section shall be deposited pursuant
27 to the provisions of section 404-oo of the vehicle and traffic law to
28 the credit of the department of motor vehicles distinctive plate devel-
29 opment fund established by section 95-g of the state finance law and
30 shall be used for the design, production, advertising and distribution
31 of distinctive license plates in accordance with such section 95-g.

32 2. If, upon the expiration of two years following the date upon which
33 distinctive plates in the series are first available for sale two
34 hundred or more sets of such plates are sold, a bond delivered pursuant
35 to this section shall be discontinued. If fewer than two hundred sets of
36 such plates are sold by such time, such department shall be entitled to
37 recover against the bond in an amount proportionate to such shortfall.

38 S 4. This act shall take effect on the one hundred eightieth day after
39 it shall have become a law; provided, however, that section three of
40 this act shall take effect immediately; provided further, however, that
41 effective immediately, the addition, amendment and/or repeal of any rule
42 or regulation necessary for the implementation of this act on its effec-
43 tive date are authorized and directed to be made and completed on or
44 before such effective date.