

6669--A

Cal. No. 656

I N S E N A T E

February 3, 2016

Introduced by Sens. GALLIVAN, ADDABBO, KAMINSKY -- 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, passed by Senate and delivered to the Assembly, recalled, vote reconsidered, restored to 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 the issuance of distinctive plates for members of Kiwanis International

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-x to read as follows:
3 S 404-X. DISTINCTIVE PLATES FOR MEMBERS OF THE KIWANIS INTERNATIONAL.
4 1. ANY MEMBER OF KIWANIS INTERNATIONAL RESIDING IN THIS STATE SHALL,
5 UPON REQUEST, BE ISSUED A LICENSE PLATE BEARING THE WORDS "KIWANIS
6 INTERNATIONAL". APPLICATION FOR SUCH LICENSE PLATE SHALL BE FILED WITH
7 THE COMMISSIONER IN SUCH FORM AND DETAIL AS THE COMMISSIONER SHALL
8 PRESCRIBE.
9 2. THE DISTINCTIVE PLATE AUTHORIZED PURSUANT TO THIS SECTION SHALL BE
10 ISSUED UPON PROOF, SATISFACTORY TO THE COMMISSIONER, THAT THE APPLICANT
11 IS A MEMBER OF KIWANIS INTERNATIONAL.
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 ANNUAL SERVICE CHARGE OF
16 TWENTY-FIVE DOLLARS SHALL BE CHARGED FOR SUCH PLATE. PROVIDED, HOWEVER,
17 THAT ONE YEAR AFTER THE EFFECTIVE DATE OF THIS SECTION FUNDS IN THE
18 AMOUNT OF FIVE THOUSAND DOLLARS, OR SO MUCH THEREOF AS MAY BE AVAILABLE,
19 SHALL BE ALLOCATED FROM SUCH FUNDS TO THE DEPARTMENT TO OFFSET COSTS
20 ASSOCIATED WITH THE PRODUCTION OF SUCH LICENSE PLATES.
21 S 2. 1. A distinctive plate established pursuant to section 404-x of
22 the vehicle and traffic law, as added by section one of this act, shall
23 only be designed, produced and issued upon the delivery to the depart-

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

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1 ment of motor vehicles of a surety bond in the amount of six thousand
2 dollars, which shall be executed by a surety company authorized by the
3 department of financial services to transact business in this state.
4 Provided, however, that if the commissioner of motor vehicles shall have
5 received prior to the plate design, production and issuance of at least
6 two hundred orders for such distinctive plate together with the addi-
7 tional annual service charge applicable to each such order, which shall
8 be non-refundable, no such surety bond shall be required. All such
9 service charges shall be deposited pursuant to the provisions of section
10 404-oo of the vehicle and traffic law to the credit of the department of
11 motor vehicles distinctive plate development fund established by section
12 95-g of the state finance law and shall be used for the design,
13 production, advertising and distribution of distinctive license plates
14 in accordance with such section 95-g.

15 2. If, upon the expiration of two years following the date upon which
16 distinctive plates in the series are first available for sale two
17 hundred or more sets of such plates are sold, a bond delivered pursuant
18 to this section shall be discontinued. If fewer than two hundred sets of
19 such plates are sold by such time, the department of motor vehicles
20 shall be entitled to recover against the bond in an amount of propor-
21 tionate to such shortfall.

22 S 3. This act shall take effect on the one hundred eightieth day after
23 it shall become a law; provided, however, that section two of this act
24 shall take effect immediately; provided, further, however, that effec-
25 tive immediately, the addition, amendment and/or repeal of any rule or
26 regulation necessary for the implementation of this act on its effective
27 date are authorized and directed to be made and completed on or before
28 such effective date.