

2509--A

2015-2016 Regular Sessions

I N A S S E M B L Y

January 16, 2015

Introduced by M. of A. CAHILL, GOLDFEDER, GIGLIO, KATZ, GRAF, MURRAY, LUPINACCI, FITZPATRICK, WOZNIAK, BRABENEC, JOHNS, LAWRENCE, STECK, CERETTO, McDONOUGH, PEOPLES-STOKES, KOLB, HAWLEY -- Multi-Sponsored by -- M. of A. CLARK, ENGLEBRIGHT, GANTT, MARKEY, RA, TENNEY -- read once and referred to the Committee on Transportation -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the vehicle and traffic law, in relation to consent for the use of registration lists and title information

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

1 Section 1. Paragraph (b) of subdivision 4 of section 202 of the vehi-
2 cle and traffic law, as amended by chapter 293 of the laws of 1989, is
3 amended to read as follows:
4 (b) The commissioner shall notify each vehicle registrant that the
5 registration information specified in paragraph (a) of this subdivision
6 [has been or] will be furnished to the contracting party. The commis-
7 sioner shall inform each vehicle registrant when such registrant first
8 makes application for a vehicle registration or when such registrant
9 applies to renew an existing vehicle registration how to [achieve the
10 deletion of] PROVIDE EXPRESS AFFIRMATIVE CONSENT FOR such information
11 [from the contracting party's file] TO BE SHARED WITH THE CONTRACTING
12 PARTY WHEN SUCH INFORMATION IS TO BE USED FOR PURPOSES OTHER THAN THOSE
13 LISTED IN SUBPARAGRAPHS (I) AND (II) OF THIS PARAGRAPH. The contract
14 between the commissioner and the contracting party shall provide that,
15 [upon the request of the registrant] UNLESS THE VEHICLE REGISTRANT HAS
16 PROVIDED EXPRESS AFFIRMATIVE CONSENT AS INDICATED IN A SEPARATE WRITTEN
17 AUTHORIZATION, made in such manner and in such form as shall be
18 prescribed by the commissioner, such registration information shall NOT
19 BE SHARED WITH THE CONTRACTING PARTY OR SHALL be deleted from the
20 contracting party's file for all purposes, except: (i) issuance of

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

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1 manufacturer's warranty, safety recall or similar notices, or (ii)
2 statistical [complications] COMPILATIONS.

3 S 2. This act shall take effect on the one hundred twentieth day after
4 it shall have become a law; provided that the commissioner of motor
5 vehicles is authorized to promulgate any and all rules and regulations
6 and take any other measures necessary to implement this act on its
7 effective date on or before such date; and provided further that the
8 provisions of this act shall apply to contracts entered into, altered,
9 modified, extended, or renewed on or after such effective date.