

6247--A

2015-2016 Regular Sessions

I N A S S E M B L Y

March 18, 2015

Introduced by M. of A. DenDEKKER, PICHARDO, MILLER, BENEDETTO, STIRPE, COOK, GOTTFRIED, RYAN, BROOK-KRASNY, STECK, BLAKE, ARROYO, MARKEY, HOOPER -- Multi-Sponsored by -- M. of A. CLARK, GLICK, JAFFEE, PERRY, SIMON, SOLAGES -- 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 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 RECALLS THAT THE MOTOR
16 VEHICLE IS SUBJECT TO, THAT SUCH RECALLS MAY BE REPAIRED BY A MOTOR
17 VEHICLE DEALER APPROVED BY THE MANUFACTURER OF THE VEHICLE, AND THAT
18 FURTHER INFORMATION ON THE RECALLS MAY BE OBTAINED FROM THE NATIONAL
19 HIGHWAY TRAFFIC SAFETY ADMINISTRATION ON ITS WEBSITE:
20 "[HTTP://WWW.SAFERCAR.GOV](http://www.safercar.gov)". THE OFFICIAL INSPECTION STATEMENT STATION
21 SHALL DELIVER SUCH PRINTED VEHICLE INSPECTION REPORT TO THE OWNER OF THE
22 INSPECTED MOTOR VEHICLE. IF THE OWNER IS A DEALER, THE DEALER SHALL
23 PROVIDE SUCH VEHICLE INSPECTION REPORT TO THE NEXT RETAIL PURCHASER OR
24 LESSEE OF THE 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.