

5668--A

Cal. No. 1835

2015-2016 Regular Sessions

I N   S E N A T E

May 26, 2015

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Introduced by Sens. GALLIVAN, AMEDORE, FUNKE, HANNON, RITCHIE, ROBACH -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation -- reported favorably from said committee and committed to the Committee on Finance -- committee discharged and said bill committed to the Committee on Rules -- 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 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.