S T A T E O F N E W Y O R K

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I N S E N A T E

April 15, 2016

Introduced by Sen. MARCHIONE -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to the issuance of a new driver's license to identify theft victims

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

Section 1. Section 505 of the vehicle and traffic law is amended by adding a new subdivision 7 to read as follows:

7. IDENTITY THEFT. A LICENSEE OR APPLICANT WHO HAS BEEN THE VICTIM OF IDENTITY THEFT ARISING FROM THEFT OF THE LICENSEE'S OR APPLICANT'S LICENSE MAY APPLY TO THE DEPARTMENT FOR A NEW LICENSE. THE COMMISSIONER SHALL REQUIRE SUCH PERSON TO SUBMIT PROOF ACCEPTABLE TO HIM OR HER WITH RESPECT TO THE FACTS, AND UPON APPROVAL OF SUCH PROOF, AND THE SURRENDER OF THE PRIOR LICENSE IF SUCH LICENSE IS IN THE POSSESSION OF THE APPLICANT, THE COMMISSIONER SHALL ISSUE A NEW LICENSE AT NO FEE. THE COMMISSIONER SHALL PROMULGATE ALL NECESSARY OR DESIRABLE RULES AND REGULATIONS TO IMPLEMENT THE PROVISIONS OF THIS SUBDIVISION, INCLUDING THOSE PERTAINING TO WHAT PROOF OF THE FACTS IS SUFFICIENT TO ESTABLISH IDENTITY THEFT.

S 2. This act shall take effect immediately.

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

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