

STATE OF NEW YORK

4485

2017-2018 Regular Sessions

IN ASSEMBLY

February 2, 2017

Introduced by M. of A. MAGEE, MAGNARELLI, LUPARDO, GUNTHER, DiPIETRO --
read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to certain
registrations of vehicles

The People of the State of New York, represented in Senate and Assem-
bly, do enact as follows:

1 Section 1. Subdivision 13 of section 401 of the vehicle and traffic
2 law, as amended by chapter 295 of the laws of 2016, is amended to read
3 as follows:

4 13. Registration of motor vehicles, trailers and semitrailers operated
5 upon public highways connecting portions of a farm or farms, municipal
6 sanitary landfills, licensed motor vehicle repair shops and the point of
7 sale of the vehicle. Motor vehicles, other than motor vehicles manufac-
8 tured and equipped primarily for the transportation of passengers,
9 trailers and semitrailers, to be operated by any person, upon a public
10 highway for the purpose of traveling by the most direct route, but in no
11 event further than twenty-five miles one-way from a point on the farm as
12 designated by the vehicle owner [~~and set forth in an attachment to the~~
13 ~~vehicle registration~~], (a) between fields, buildings, and facilities
14 managed or operated as part of a single farm enterprise in connection
15 with the production, harvesting, processing or marketing on that farm of
16 crops, livestock, or livestock products produced on that farm; or (b)
17 for the purpose of transporting materials from a farm to the nearest
18 available municipal sanitary landfill; or (c) for the purpose of trans-
19 porting the motor vehicle, trailer or semitrailer to a motor vehicle
20 repair shop licensed pursuant to this chapter for the repair or adjust-
21 ment of equipment provided that, in addition to the route restrictions
22 set forth in this subdivision, no such transport shall be authorized (i)
23 if such vehicle has an out-of-service defect relating to load secure-
24 ment, brake systems, steering components and/or coupling devices, or
25 after it has been placed out-of-service; (ii) on any limited access

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

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1 highway; and (iii) during the period of one hour before sunset to one
2 hour after sunrise; or (d) for the purpose of transporting the motor
3 vehicle, trailer or semitrailer, at the time of first receipt, from its
4 point of sale to a farm, may be registered as provided in this subdivi-
5 sion. Every owner of such vehicles may cause to be filed by mail or
6 otherwise, with the commissioner or with any agent of the commissioner,
7 an application for registration of such vehicle, addressed to the
8 commissioner, and on a blank to be furnished by the commissioner for
9 that purpose, containing the information required by subdivision one of
10 this section and such other information as the commissioner shall
11 require. The commissioner or agent shall make such investigation, as he
12 or she shall determine necessary, and if satisfied that the vehicle is
13 to be operated exclusively as provided in this subdivision shall, upon
14 the payment of a fee of one dollar, assign to such vehicle a distinctive
15 number and issue and deliver to the applicant a set of number plates and
16 a certificate of registration in such form as the commissioner shall
17 prescribe, indicating the extent to which the vehicle registered may be
18 operated on the public highways and such vehicle may be operated only as
19 so indicated. For the purposes of this subdivision, the terms "farm" and
20 "crops, livestock or livestock products," shall have the same meaning as
21 "land used in agricultural production" and "crops, livestock and live-
22 stock products," respectively, as defined in section three hundred one
23 of the agriculture and markets law, except that farmers with an average
24 gross sales value of at least one thousand dollars per year of crops,
25 livestock, and livestock products shall be eligible to register vehicles
26 pursuant to this subdivision.

27 § 2. This act shall take effect immediately.