

# STATE OF NEW YORK

9012

## IN SENATE

June 13, 2018

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

AN ACT to amend the vehicle and traffic law, in relation to issuing "West Indian American Day Carnival" distinctive license plates

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 404-ee to read as follows:

3 § 404-ee. Distinctive "West Indian American Day Carnival" license  
4 plates. 1. Any person residing in this state shall, upon request, be  
5 issued a distinctive "West Indian American Day Carnival" license plate  
6 of a design approved by the commissioner. Application for said license  
7 plate shall be filed with the commissioner in such form and detail as  
8 the commissioner shall prescribe.

9 2. A distinctive plate issued pursuant to this section shall be issued  
10 in the same manner as other number plates upon payment of the regular  
11 registration fee prescribed by section four hundred one of this article;  
12 provided, however, that an additional annual service charge of twenty-  
13 five dollars shall be charged for such plate.

14 § 2.1. A distinctive plate established pursuant to section 404-ee of  
15 the vehicle and traffic law as added by section one of this act shall  
16 only be designed, produced and issued upon the delivery to the depart-  
17 ment of motor vehicles of a surety bond in the amount of six thousand  
18 dollars, which shall be executed by a surety company authorized by the  
19 department of financial services to transact business in this state.  
20 Provided, however, that if the commissioner of motor vehicles shall have  
21 received prior to plate design, production and issuance at least two  
22 hundred orders for such distinctive plate together with the additional  
23 annual service charge applicable to each such order, which shall be  
24 non-refundable, no such surety bond shall be required. All service  
25 charges collected pursuant to this section shall be deposited pursuant  
26 to the provisions of section 404-oo of the vehicle and traffic law to  
27 the credit of the department of motor vehicles distinctive plate devel-  
28 opment fund established by section 95-g of the state finance law and

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

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1 shall be used for the design, production, advertising and distribution  
2 of distinctive license plates in accordance with such section 95-g.

3 2. If, upon the expiration of two years following the date upon which  
4 distinctive plates in the series are first available for sale two  
5 hundred or more sets of such plates are sold, a bond delivered pursuant  
6 to this section shall be discontinued. If fewer than two hundred sets of  
7 such plates are sold by such time, the department of motor vehicles  
8 shall be entitled to recover against the bond in an amount proportionate  
9 to such shortfall.

10 § 3. This act shall take effect immediately; provided, however, that  
11 section one of this act shall take effect on the one hundred eightieth  
12 day after it shall have become a law. Effective immediately, the addi-  
13 tion, amendment and/or repeal of any rule or regulation necessary for  
14 the implementation of this act on its effective date are authorized and  
15 directed to be made and completed on or before such effective date.