STATE OF NEW YORK

10314

IN ASSEMBLY

April 10, 2018

Introduced by M. of A. ORTIZ -- read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to providing an exemption from any congestion pricing fees for any clean fuel vehicle, electric vehicle, or vehicle that meets the clean vehicle standards

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

Section 1. The vehicle and traffic law is amended by adding four new sections 107-a, 114-e, 159-b and 391-a to read as follows:

§ 107-a. Clean fuel vehicle. Every motor vehicle which qualifies as clean-fuel vehicle property pursuant to subsection (c) of section one hundred seventy-nine-A of the federal Internal Revenue Code.

§ 114-e. Electric vehicle. Every motor vehicle which is a qualified electric vehicle pursuant to subsection (c) of section thirty of the federal Internal Revenue Code.

§ 159-b. Vehicle that meets the clean vehicle standards. Every motor vehicle which (a) is certified, as provided for under the provisions of the federal Clean Air Act (42 U.S.C. section 7401 et seq., as amended) as meeting exhaust emission standards for super-ultra-low emission vehicles which the state of California has adopted (California Code of Regulations, Title 13) and is permitted to adopt under 42 U.S.C. section 7543, and which other states are permitted to adopt under 42 U.S.C. section 7503, and (b) has a fuel efficiency that is at least one and one-half times the average fuel efficiency for vehicles in its weight class.

§ 391-a. Exemption from congestion pricing for clean vehicles. Any clean fuel vehicle, electric vehicle, or vehicle that meets the clean vehicle standards shall be exempt from any congestion pricing fees implemented in the state. Any congestion pricing program implemented in the state shall be required to contain in the terms of such program an exemption from any fees for any clean fuel vehicle, electric vehicle, or vehicle that meets the clean vehicle standards.

§ 2. This act shall take effect immediately.

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

LBD15198-01-8