

STATE OF NEW YORK

3921--A

2017-2018 Regular Sessions

IN ASSEMBLY

January 30, 2017

Introduced by M. of A. CUSICK, D'URSO, MAGNARELLI -- read once and referred to the Committee on Transportation -- recommitted to the Committee on Transportation in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the vehicle and traffic law, in relation to leaving the scene of an incident without reporting

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

1 Section 1. Paragraph c of subdivision 2 of section 600 of the vehicle
2 and traffic law, as amended by section 4 of part AAA of chapter 59 of
3 the laws of 2017, is amended to read as follows:
4 c. A violation of the provisions of paragraph a of this subdivision
5 resulting solely from the failure of an operator to exhibit his or her
6 license and insurance identification card for the vehicle or exchange
7 the information required in such paragraph shall constitute a class B
8 misdemeanor punishable by a fine of not less than two hundred fifty nor
9 more than five hundred dollars in addition to any other penalties
10 provided by law. Any subsequent such violation shall constitute a class
11 A misdemeanor punishable by a fine of not less than five hundred nor
12 more than one thousand dollars in addition to any other penalties
13 provided by law. Any violation of the provisions of paragraph a of this
14 subdivision, other than for the mere failure of an operator to exhibit
15 his or her license and insurance identification card for such vehicle or
16 exchange the information required in such paragraph, shall constitute a
17 class A misdemeanor, punishable by a fine of not less than five hundred
18 dollars nor more than one thousand dollars in addition to any other
19 penalties provided by law. Any such violation committed by a person
20 after such person has previously been convicted of such a violation
21 shall constitute a class E felony, punishable by a fine of not less than
22 one thousand nor more than two thousand five hundred dollars in addition

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

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1 to any other penalties provided by law. Any violation of the provisions
2 of paragraph a of this subdivision, other than for the mere failure of
3 an operator to exhibit his or her license and insurance identification
4 card for such vehicle or exchange the information required in such para-
5 graph, where the personal injury involved (i) results in serious phys-
6 ical injury, as defined in section 10.00 of the penal law, shall consti-
7 tute a class [~~E~~] D felony, punishable by a fine of not less than one
8 thousand nor more than five thousand dollars in addition to any other
9 penalties provided by law, or (ii) results in death shall constitute a
10 class [~~D~~] C felony punishable by a fine of not less than two thousand
11 nor more than five thousand dollars in addition to any other penalties
12 provided by law.

13 § 2. This act shall take effect on the one hundred twentieth day after
14 it shall have become a law.