

# STATE OF NEW YORK

3521--A

2017-2018 Regular Sessions

## IN SENATE

January 24, 2017

Introduced by Sens. FLANAGAN, GALLIVAN -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation -- recommitted to the Committee on Transportation in accordance with Senate Rule 6, sec. 8 -- 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.