STATE OF NEW YORK

5196

2019-2020 Regular Sessions

IN ASSEMBLY

February 7, 2019

Introduced by M. of A. BLANKENBUSH, McDONOUGH, LAWRENCE, M. G. MILLER, BARCLAY, DiPIETRO, COLTON, GUNTHER, HAWLEY, GIGLIO, RAIA, BLAKE, FINCH, STEC, B. MILLER, MORINELLO, BRABENEC -- Multi-Sponsored by -- M. of A. M. L. MILLER, THIELE -- read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to distinctive plates for legion of valor recipients

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 a new section 404-ff to read as follows:

§ 404-ff. Distinctive plates for legion of valor recipients. 1. Any person who is a recipient of the army medal of honor, navy medal of honor, air force medal of honor, army distinguished service cross, navy cross, coast guard cross, or air force cross residing in this state shall, upon request, be issued a license plate bearing the words "legion of valor" and depicting the individual's military award decal. Application for said license plate shall be filed with the commissioner in such form and detail as the commissioner shall prescribe.

2. The distinctive plate authorized herein shall be issued upon proof, satisfactory to the commissioner, that the applicant is an army medal of honor, navy medal of honor, air force medal of honor, army distinguished service cross, navy cross, coast guard cross, or air force cross recipient.

3. A distinctive plate issued pursuant to this section shall be issued in the same manner as other number plates, provided, however, that no registration fee or service charge shall be charged for such plate.

§ 2. 1. A distinctive plate established pursuant to section 404-ff of the vehicle and traffic law as added by section one of this act shall only be designed, produced and issued upon the delivery to the department of a surety bond in the amount of six thousand dollars, which shall

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

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be executed by a surety company authorized by the department of financial services to transact business in this state. Provided, however, that if the commissioner of motor vehicles shall have received prior to plate design, production and issuance at least two hundred orders for such distinctive plate together with the additional annual service charge applicable to each such order, which shall be non-refundable, no such surety bond shall be required. All such service charges shall be deposited pursuant to the provisions of section 404-oo of the vehicle and traffic law to the credit of the department of motor vehicles distinctive plate development fund established by section 95-g of the state finance law and shall be used for the design, production, advertising and distribution of distinctive license plates in accordance with such section 95-g.

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

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