

# STATE OF NEW YORK

5551

2019-2020 Regular Sessions

## IN ASSEMBLY

February 13, 2019

Introduced by M. of A. GALEF, ORTIZ, GUNTHER, D'URSO, RAIA, BRABENEC --  
Multi-Sponsored by -- M. of A. HYNDMAN -- read once and referred to  
the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to authorizing  
the commissioner of motor vehicles to establish gift cards for  
distinctive and special number license plates

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

1 Section 1. Section 404-oo of the vehicle and traffic law, as added by  
2 chapter 406 of the laws of 2006, is amended to read as follows:

3 § 404-oo. Deposit of service charges for distinctive license plates;  
4 issuance of gift cards. 1. Notwithstanding any inconsistent provision  
5 of this chapter or of any other law, the first six thousand dollars of  
6 service charges collected for issuance of distinctive license plates  
7 established pursuant to this article on or after the effective date of  
8 this section and, unless otherwise specified, any amounts in excess of  
9 such six thousand dollars, shall be deposited to the credit of the  
10 department of motor vehicles distinctive plate development fund estab-  
11 lished pursuant to section ninety-five-g of the state finance law and  
12 shall be used for the production, design, advertising and distribution  
13 of such distinctive license plates established pursuant to this article  
14 on or after the effective date of this section.

15 2. The commissioner shall promulgate rules and regulations establish-  
16 ing gift cards for distinctive and special number license plates. Such  
17 gift cards shall be redeemable upon presentation to the commissioner  
18 with an application for the issuance or renewal of distinctive and/or  
19 special number license plates established pursuant to this article. No  
20 fee shall be charged for the issuance of such gift cards, nor shall any  
21 fees, including but not limited to service fees and dormancy or inactiv-  
22 ity fees, be imposed upon such gift cards. For the purposes of this  
23 subdivision, the following terms shall have the following meanings:

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

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1 "dormancy or inactivity fee" shall mean a fee for non-use of, or inac-  
2 tivity on, a gift card; "gift card" shall mean a card, code or other  
3 device issued to a person on a prepaid basis in a specified amount in  
4 exchange for payment, and which is redeemable upon presentation to the  
5 commissioner with an application for the issuance or renewal of distinc-  
6 tive and/or special number license plates established pursuant to this  
7 article; and "service fee" shall mean a periodic fee for holding or  
8 using a gift card.

9 § 2. This act shall take effect one year after it shall have become a  
10 law.