

STATE OF NEW YORK

5555

2019-2020 Regular Sessions

IN ASSEMBLY

February 13, 2019

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

AN ACT to amend the vehicle and traffic law, in relation to the collection of supplemental vehicle registration, learners permits and drivers license fees for New York City registrants and operators; to amend the state finance law, in relation to the metropolitan transportation authority financial assistance fund; and to repeal article 17-C of the vehicle and traffic law relating to the metropolitan commuter transportation district supplemental registration fee

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

1 Section 1. Article 17-C of the vehicle and traffic law is REPEALED.

2 § 2. Section 401 of the vehicle and traffic law is amended by adding a
3 new subdivision 22 to read as follows:

4 22. Collection of supplemental fee for New York City registrants. a.
5 All registrants of motor vehicles who reside in the city of New York
6 shall pay to the commissioner or his or her agent a supplemental regis-
7 tration fee of twenty-five dollars per annum for each year or portion of
8 a year that such registration is valid upon registration or renewal of
9 motor vehicles subject to registration fees pursuant to the following
10 provisions: paragraph a of subdivision six of this section; schedules A,
11 B, C, E, F, G, I and K of subdivision seven of this section; paragraph a
12 of subdivision eight of this section; paragraph a of subdivision five of
13 section four hundred ten of this title; and section four hundred
14 eleven-b of this title.

15 b. The commissioner shall deposit daily all funds derived from the
16 collection of the supplemental fee established pursuant to paragraph a
17 of this subdivision with such responsible banks, banking houses or trust
18 companies as may be designated by the state comptroller, to the credit
19 of the comptroller. On or before the twelfth day of each month, the
20 commissioner shall certify to the comptroller the amount of all revenues

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

LBD08063-01-9

1 received pursuant to this article during the prior month as a result of
2 the supplemental fee imposed, including any interest and penalties there-
3 on. The revenues so certified shall be deposited by the state comp-
4 troller in the metropolitan transportation authority aid trust account
5 of the metropolitan transportation authority financial assistance fund
6 established pursuant to section ninety-two-ff of the state finance law
7 for deposit, subject to appropriation, in the corporate transportation
8 account of the metropolitan transportation authority special assistance
9 fund established by section twelve hundred seventy-a of the public
10 authorities law, to be applied as provided in paragraph (e) of subdivi-
11 sion four of such section. Any money collected pursuant to this section
12 that is deposited by the comptroller in the metropolitan transportation
13 authority aid trust account of the metropolitan transportation authority
14 financial assistance fund shall be held in such fund free and clear of
15 any claim by any person or entity paying an additional fee pursuant to
16 this section, including, without limiting the generality of the forego-
17 ing, any right or claim against the metropolitan transportation authori-
18 ty, any of its bondholders, or any subsidiary or affiliate of the metro-
19 politan transportation authority.

20 § 3. Paragraph (b-1) of subdivision 2 of section 503 of the vehicle
21 and traffic law, as added by section 1 of part A of chapter 25 of the
22 laws of 2009, is amended to read as follows:

23 (b-1) Supplemental learner permit/license fee in the [~~metropolitan~~
24 ~~commuter transportation district~~] city of New York. (i) Upon passage of
25 the knowledge test required to obtain a learner's permit, an applicant
26 for a driver's license who resides in the [~~metropolitan commuter trans-~~
27 ~~portation district~~] city of New York established by section [~~one thou-~~
28 ~~sand two hundred sixty-two~~] twelve hundred sixty-two of the public
29 authorities law shall be required to pay a supplemental fee of one
30 dollar for each six months or portion thereof of the period of validity
31 of a learner's permit or license which is or may be issued pursuant to
32 the provisions of subparagraph (i) or (ii) of paragraph (b) of this
33 subdivision.

34 (ii) The commissioner shall deposit daily all funds collected pursuant
35 to subparagraph (i) of this paragraph with such responsible banks, bank-
36 ing houses or trust companies as may be designated by the state comp-
37 troller, to the credit of the comptroller. On or before the twelfth day
38 of each month, the commissioner shall certify to the comptroller the
39 amount of all revenues received pursuant to subparagraph (i) of this
40 paragraph during the prior month as a result of the supplemental fee
41 imposed, including any interest and penalties thereon. The revenues so
42 certified shall be deposited by the state comptroller in the metropol-
43 itan transportation authority aid trust account of the metropolitan
44 transportation authority financial assistance fund established pursuant
45 to section ninety-two-ff of the state finance law for deposit, subject
46 to appropriation, in the corporate transportation account of the metro-
47 politan transportation authority special assistance fund established by
48 section twelve hundred seventy-a of the public authorities law, to be
49 applied as provided in paragraph (e) of subdivision four of such
50 section. Any money collected pursuant to this section that is deposited
51 by the comptroller in the metropolitan transportation authority aid
52 trust account of the metropolitan transportation authority financial
53 assistance fund shall be held in such fund free and clear of any claim
54 by any person or entity paying an additional fee pursuant to this
55 section, including, without limiting the generality of the foregoing,
56 any right or claim against the metropolitan transportation authority,

1 any of its bondholders, or any subsidiary or affiliate of the metropol-
2 itan transportation authority.

3 § 4. Paragraph (c-3) of subdivision 2 of section 503 of the vehicle
4 and traffic law, as added by section 2 of part A of chapter 25 of the
5 laws of 2009, is amended to read as follows:

6 (c-3) (i) Supplemental renewal fee in the [~~metropolitan commuter~~
7 ~~transportation district~~] city of New York. In addition to the fees
8 required to be paid pursuant to paragraph (c) of this subdivision, a
9 supplemental fee of one dollar for each six months or portion thereof of
10 the validity of the license shall be paid for renewal of a license of a
11 person who resides in the [~~metropolitan commuter transportation~~
12 ~~district~~] city of New York established by section [~~one thousand two~~
13 ~~hundred sixty-two~~] twelve hundred sixty-two of the public authorities
14 law issued by the commissioner.

15 (ii) The commissioner shall deposit daily all funds collected pursuant
16 to this paragraph with such responsible banks, banking houses or trust
17 companies as may be designated by the state comptroller, to the credit
18 of the comptroller. On or before the twelfth day of each month, the
19 commissioner shall certify to the comptroller the amount of all revenues
20 received pursuant to this paragraph during the prior month as a result
21 of the supplemental fees imposed, including any interest and penalties
22 thereon. The revenues so certified shall be deposited by the state comp-
23 troller in the metropolitan transportation authority aid trust account
24 of the metropolitan transportation authority financial assistance fund
25 established pursuant to section ninety-two-ff of the state finance law
26 for deposit, subject to appropriation, in the corporate transportation
27 account of the metropolitan transportation authority special assistance
28 fund established by section twelve hundred seventy-a of the public
29 authorities law, to be applied as provided in paragraph (e) of subdivi-
30 sion four of such section. Any money collected pursuant to this section
31 that is deposited by the comptroller in the metropolitan transportation
32 authority aid trust account of the metropolitan transportation authority
33 financial assistance fund shall be held in such fund free and clear of
34 any claim by any person or entity paying an additional fee pursuant to
35 this section, including, without limiting the generality of the forego-
36 ing, any right or claim against the metropolitan transportation authori-
37 ty, any of its bondholders, or any subsidiary or affiliate of the metro-
38 politan transportation authority.

39 § 5. Subdivision 3 and paragraph (a) of subdivision 6 of section 92-ff
40 of the state finance law, subdivision 3 as amended by section 14 of part
41 UU of chapter 59 of the laws of 2018 and paragraph (a) of subdivision 6
42 as added by section 1 of part G of chapter 25 of the laws of 2009, are
43 amended to read as follows:

44 3. Such fund shall consist of all moneys collected therefor or credit-
45 ed or transferred thereto from any other fund, account or source,
46 including, without limitation, the revenues derived from the special
47 supplemental tax on passenger car rentals imposed by section eleven
48 hundred sixty-six-a of the tax law; revenues derived from the transpor-
49 tation surcharge imposed by article twenty-nine-A of the tax law; the
50 supplemental registration fees imposed by [~~article seventeen-C~~] subdivi-
51 sion twenty-two of section four hundred one of the vehicle and traffic
52 law; and the supplemental [~~metropolitan commuter transportation~~
53 ~~district~~] city of New York license fees imposed by paragraphs (b-1) and
54 (c-3) of subdivision two of section five hundred three of the vehicle
55 and traffic law. Any interest received by the comptroller on moneys on

1 deposit in the metropolitan transportation authority financial assist-
2 ance fund shall be retained in and become a part of such fund.
3 (a) The "metropolitan transportation authority aid trust account"
4 shall consist of revenues required to be deposited therein pursuant to
5 the provisions of section eleven hundred sixty-six-a of the tax law;
6 article twenty-nine-A of the tax law; [~~article seventeen-C of the vehi-~~
7 ~~cle and traffic law,~~] and subdivision twenty-two of section four hundred
8 one and paragraphs (b-1) and (c-3) of subdivision two of section five
9 hundred three of the vehicle and traffic law, and all other moneys cred-
10 ited or transferred thereto from any other fund or source pursuant to
11 law.
12 § 6. This act shall take effect immediately.