

STATE OF NEW YORK

8874

2019-2020 Regular Sessions

IN ASSEMBLY

December 18, 2019

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

AN ACT to amend the vehicle and traffic law, in relation to requiring an online defensive driving class for renewal of a drivers' license

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

1 Section 1. Paragraph (a) of subdivision 6 of section 502 of the vehicle and traffic law, as amended by section 3 of part K of chapter 59 of the laws of 2009, is amended to read as follows:

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3
4 (a) A license issued pursuant to subdivision five of this section shall be valid until the expiration date contained thereon, unless such license is suspended, revoked or cancelled. Such license may be renewed by submission of an application for renewal, the fee prescribed by law, proofs of prior licensing, fitness and acceptable vision prescribed by the commissioner, the applicant's social security number, proof of a completed online defensive driving course as approved by the commissioner, and if required by the commissioner a photo image of the applicant in such numbers and form as the commissioner shall prescribe. In addition, an applicant for renewal of a license containing a hazardous material endorsement shall pass an examination to retain such endorsement. The commissioner shall, with respect to the renewal of a hazardous materials endorsement, comply with the requirements imposed upon states by sections 383.141 and 1572.13 of title 49 of the code of federal regulations. A renewal of such license shall be issued by the commissioner upon approval of such application, except that no such license shall be issued if its issuance would be inconsistent with the provisions of section five hundred sixteen of this title, and except that the commissioner may refuse to renew such license if the applicant is the holder of a currently valid or renewable license to drive issued by another state or foreign country unless the applicant surrenders such license.

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

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1 § 2. Paragraph (a) of subdivision 6 of section 502 of the vehicle and
2 traffic law, as amended by chapter 37 of the laws of 2019, is amended to
3 read as follows:

4 (a) A license issued pursuant to subdivision five of this section
5 shall be valid until the expiration date contained thereon, unless such
6 license is suspended, revoked or cancelled. Such license may be renewed
7 by submission of an application for renewal, the fee prescribed by law,
8 proofs of prior licensing, fitness and acceptable vision prescribed by
9 the commissioner, the applicant's social security number or, in lieu
10 thereof, with respect to an application for a non-commercial driver's
11 license or learner's permit which does not meet federal standards for
12 identification, an affidavit signed by such applicant that they have not
13 been issued a social security number, proof of a completed online defen-
14 sive driving course as approved by the commissioner, and if required by
15 the commissioner, a photo image of the applicant in such numbers and
16 form as the commissioner shall prescribe. In addition, an applicant for
17 renewal of a license containing a hazardous material endorsement shall
18 pass an examination to retain such endorsement. The commissioner shall,
19 with respect to the renewal of a hazardous materials endorsement, comply
20 with the requirements imposed upon states by sections 383.141 and
21 1572.13 of title 49 of the code of federal regulations. A renewal of
22 such license shall be issued by the commissioner upon approval of such
23 application, except that no such license shall be issued if its issuance
24 would be inconsistent with the provisions of section five hundred
25 sixteen of this title, and except that the commissioner may refuse to
26 renew such license if the applicant is the holder of a currently valid
27 or renewable license to drive issued by another state or foreign country
28 unless the applicant surrenders such license.

29 § 3. This act shall take effect on the one hundred twentieth day after
30 it shall have become a law; provided, however, that if chapter 37 of the
31 laws of 2019 shall not have taken effect on or before such date then
32 section two of this act shall take effect on the same date and in the
33 same manner as such chapter of the laws of 2019 takes effect. Effective
34 immediately, the addition, amendment and/or repeal of any rule or regu-
35 lation necessary for the implementation of this act on its effective
36 date are authorized to be made and completed on or before such effective
37 date.