

# STATE OF NEW YORK

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58

2019-2020 Regular Sessions

## IN SENATE

(Prefiled)

January 9, 2019

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Introduced by Sen. ROBACH -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to leaving 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  
22 than one thousand nor more than two thousand five hundred dollars in  
23 addition to any other penalties provided by law. Any violation of the  
24 provisions of paragraph a of this subdivision, other than for the mere

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

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1 failure of an operator to exhibit his or her license and insurance iden-  
2 tification card for such vehicle or exchange the information required in  
3 such paragraph, where the personal injury involved [~~(i) results in seri-~~  
4 ~~ous physical injury, as defined in section 10.00 of the penal law, shall~~  
5 ~~constitute a class E felony, punishable by a fine of not less than one~~  
6 ~~thousand nor more than five thousand dollars in addition to any other~~  
7 ~~penalties provided by law, or (ii)] results in death shall constitute a  
8 class D felony punishable by a fine of not less than two thousand nor  
9 more than five thousand dollars in addition to any other penalties  
10 provided by law.~~

11 § 2. This act shall take effect on the first of November next succeed-  
12 ing the date on which it shall have become a law.