

STATE OF NEW YORK

1276

2019-2020 Regular Sessions

IN ASSEMBLY

January 14, 2019

Introduced by M. of A. CUSICK, ABBATE, BENEDETTO, COLTON, ENGLEBRIGHT, SCHIMMINGER, RA -- read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to authorizing the issuance of distinctive license plates for family members of paid professional firefighters who died in the line-of-duty

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

1 Section 1. The vehicle and traffic law is amended by adding a new
2 section 404-ff to read as follows:

3 § 404-ff. Distinctive license plates for family members of paid
4 professional firefighters who died in the line-of-duty. 1. For purposes
5 of this section, "family members of a paid professional firefighter who
6 died in the line-of-duty" shall mean a spouse, registered domestic part-
7 ner, parent, sibling or child of a paid professional firefighter who
8 died in the course of his or her employment or performance of duties as
9 a firefighter.

10 2. Any family member of a paid professional firefighter who died in
11 the line-of-duty and who resides in this state shall, upon request, be
12 issued a distinctive license plate bearing the words "Survivor of the
13 Bravest" of a design approved by the commissioner. Application for such
14 license plate shall be filed with the commissioner in such form and
15 detail as the commissioner shall prescribe and shall be verified annual-
16 ly by the applicant.

17 3. A distinctive plate authorized pursuant to subdivision two of this
18 section shall be issued upon proof, satisfactory to the commissioner,
19 that the applicant is a family member of a paid professional firefighter
20 who died in the line-of-duty.

21 4. A distinctive plate issued pursuant to this section shall be issued
22 in the same manner as other number plates upon payment of the regular
23 registration fee prescribed by section four hundred one of this article,

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

LBD00292-01-9

1 provided, however, that an additional annual service charge of twenty-
2 five dollars shall be charged for such plate. Such annual service
3 charge shall be deposited pursuant to the provisions of section four
4 hundred four-oo of this article to the credit of the department of motor
5 vehicles distinctive plate development fund established by section nine-
6 ty-five-g of the state finance law and shall be used for the production,
7 design, advertising and marketing of distinctive license plates pursuant
8 to such section ninety-five-g.

9 § 2. 1. A distinctive plate established pursuant to section 404-ff of
10 the vehicle and traffic law as added by section one of this act shall
11 only be designed, produced and issued upon the delivery to the depart-
12 ment of motor vehicles of a surety bond in the amount of six thousand
13 dollars, which shall be executed by a surety company authorized by the
14 department of financial services to transact business in this state.
15 Provided, however, that if the commissioner of motor vehicles shall have
16 received prior to plate design, production and issuance at least two
17 hundred orders for such distinctive plate together with the additional
18 annual service charge applicable to each such order, which shall be
19 non-refundable, no such surety bond shall be required. All service
20 charges collected pursuant to this section shall be deposited pursuant
21 to the provisions of section 404-oo of the vehicle and traffic law to
22 the credit of the department of motor vehicles distinctive plate devel-
23 opment fund established by section 95-g of the state finance law and
24 shall be used for the design, production, advertising and distribution
25 of distinctive license plates in accordance with such section 95-g.

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

32 § 3. This act shall take effect on the one hundred eightieth day after
33 it shall have become a law; provided, however, that section two of this
34 act shall take effect immediately; provided further, however, that
35 effective immediately, the addition, amendment and/or repeal of any rule
36 or regulation necessary for the implementation of this act on its effec-
37 tive date are authorized and directed to be made and completed on or
38 before such effective date.