STATE OF NEW YORK

2721--A

2019-2020 Regular Sessions

IN ASSEMBLY

January 25, 2019

Introduced by M. of A. LENTOL, CYMBROWITZ -- Multi-Sponsored by -- M. of A. BUCHWALD, CUSICK, DE LA ROSA, THIELE -- read once and referred to the Committee on Transportation -- recommitted to the Committee on Transportation in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the vehicle and traffic law, in relation to leaving the scene of an incident without reporting

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

Section 1. Paragraph c of subdivision 2 of section 600 of the vehicle and traffic law, as amended by section 4 of part AAA of chapter 59 of the laws of 2017, is amended to read as follows:

c. A violation of the provisions of paragraph a of this subdivision resulting solely from the failure of an operator to exhibit his or her license and insurance identification card for the vehicle or exchange the information required in such paragraph shall constitute a class B misdemeanor punishable by a fine of not less than two hundred fifty nor more than five hundred dollars in addition to any other penalties provided by law. Any subsequent such violation shall constitute a class A misdemeanor punishable by a fine of not less than five hundred nor more than one thousand dollars in addition to any other penalties provided by law. Any violation of the provisions of paragraph a of this subdivision, other than for the mere failure of an operator to exhibit his or her license and insurance identification card for such vehicle or exchange the information required in such paragraph, shall constitute a class A misdemeanor, punishable by a fine of not less than five hundred dollars nor more than one thousand dollars in addition to any other penalties provided by law. Any such violation committed by a person after such person has previously been convicted of such a violation shall constitute a class E felony, punishable by a fine of not less than

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

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one thousand nor more than two thousand five hundred dollars in addition to any other penalties provided by law. Any violation of the provisions of paragraph a of this subdivision, other than for the mere failure of an operator to exhibit his or her license and insurance identification card for such vehicle or exchange the information required in such paragraph, where the personal injury involved (i) results in serious physical injury, as defined in section 10.00 of the penal law, shall constitute a class E felony, punishable by a fine of not less than one thousand **five hundred** nor more than five thousand dollars in addition to any other penalties provided by law, or (ii) results in death shall constitute a class D felony punishable by a fine of not less than two thousand **five hundred** nor more than five thousand dollars in addition to any other penalties provided by law.

§ 2. The governor's traffic safety committee, with the cooperation of the departments of motor vehicles, transportation and health, division of state police, division of criminal justice services, and any other department, division, board, bureau, commission, agency or public authority of the state or any political subdivision thereof deemed necessary by the committee, shall develop and implement a public outreach campaign to inform the general public with regard to the statutory changes made by this act, of the consequences and costs of leaving the scene of a serious physical injury or fatal crash to victims and to drivers, and of the impact that remaining at the scene of a crash can have on victim survival and recovery rates. The departments of motor vehicles, transportation and health, division of state police, division of criminal justice services, and any department, division, board, bureau, commission, agency, or public authority of the state or any political subdivision thereof deemed necessary by the governor's traffic safety committee, shall cooperate to the furthest extent possible in the development and implementation of this campaign.

§ 3. This act shall take effect on the one hundred twentieth day after it shall have become a law. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.