

STATE OF NEW YORK

3765

2019-2020 Regular Sessions

IN ASSEMBLY

January 31, 2019

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

AN ACT to amend the vehicle and traffic law, in relation to registration
information

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

1 Section 1. Paragraph (b) of subdivision 4 of section 202 of the vehi-
2 cle and traffic law, as amended by chapter 293 of the laws of 1989, is
3 amended to read as follows:

4 (b) ~~[The commissioner shall notify each vehicle registrant that the~~
5 ~~registration information specified in paragraph (a) of this subdivision~~
6 ~~has been or will be furnished to the contracting party. The commissioner~~
7 ~~shall inform each vehicle registrant when such registrant first makes~~
8 ~~application for a vehicle registration or when such registrant applies~~
9 ~~to renew an existing vehicle registration how to achieve the deletion of~~
10 ~~such information from the contracting party's file.]~~ The contract
11 between the commissioner and the contracting party shall provide that,
12 ~~[upon the request of the registrant made in such manner and in such form~~
13 ~~as shall be prescribed by the commissioner,]~~ such registration informa-
14 tion shall be deleted from the contracting party's file for all
15 purposes, except: ~~[(i) issuance of manufacturer's warranty, safety~~
16 ~~recall or similar notices, or (ii) statistical complications.]~~

17 (i) issuance of manufacturer's warranty, safety recall or similar
18 notices; or

19 (ii) for use in producing statistical reports and research activities,
20 so long as the contracting party does not publish, redisclose, or use
21 the personal information to contact individuals; or

22 (iii) to remove non-owner records from the original records of motor
23 vehicle manufacturers; or

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

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1 (iv) for use by any government agency, including any court or law
2 enforcement agency or entity acting on behalf of a government agency in
3 carrying out its functions; or

4 (v) for use in the normal course of business by a legitimate business
5 or its agents or contractors, but only to verify the accuracy of
6 personal information submitted by the individual for the purposes of
7 preventing fraud; or

8 (vi) for use by any insurer or by a self-insured entity, or its
9 agents, employees, or contractors, in connection with motor vehicle
10 claims investigation activities, antifraud activities, rating or under-
11 writing.

12 § 2. This act shall take effect immediately and shall only apply to
13 contracts executed on or after such effective date.