STATE OF NEW YORK

4080

2019-2020 Regular Sessions

IN ASSEMBLY

February 1, 2019

Introduced by M. of A. ZEBROWSKI -- 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 "Support Recovery" license plates; to amend the state finance law, in relation to authorizing the deposit of certain moneys into the opioid stewardship fund; and providing for the repeal of certain provisions upon expiration thereof

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

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

§ 404-ff. Distinctive "Support Recovery" license plates. 1. Any person residing in this state shall, upon request, be issued a distinctive license plate of a design developed and approved by the commissioner. Application for said license plate shall be filed with the commissioner in such form and detail as the commissioner shall prescribe.

2. A distinctive "Support Recovery" license plate issued pursuant to this section shall be issued in the same manner as other number plates upon the payment of the regular registration fee prescribed by section four hundred one of this article; provided, however, that an additional annual service charge of twenty-five dollars shall be charged for such plate.

3. Each twenty-five dollars received as the additional service charge under this section shall be deposited to the credit of the "opioid stewardship fund" established pursuant to section ninety-seven-aaaaa of the state finance law and shall be used to support programs undertaken pursuant to section ninety-seven-aaaaa of the state finance law.

§ 2. Subdivision 3 of section 97-aaaaa of the state finance law, as added by section 3 of part NN of chapter 57 of the laws of 2018, is amended to read as follows:

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

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3. The opioid stewardship fund shall consist of **all moneys collected pursuant to section four hundred four-ff of the vehicle and traffic law,** of moneys appropriated for the purpose of such account, moneys transferred to such account pursuant to law, contributions consisting of promises or grants of any money or property of any kind or value, or any other thing of value, including grants or other financial assistance from any agency of government and moneys required by the provisions of this section or any other law to be paid into or credited to this account.

§ 3. 1. A distinctive plate established pursuant to section 404-ff of the vehicle and traffic law, as added by section one of this act, shall only be designated, produced, and issued upon delivery to the department of motor vehicles of a surety bond in the amount of six thousand dollars, which shall be executed by a surety company authorized by the department of financial services to transact business in this state. Provided, however, that if the commissioner of motor vehicles shall have received prior to plate design, production, and issuance at least two hundred orders for such distinctive plate together with the additional annual service charge applicable to each such order, which shall be non-refundable, no such surety bond shall be required. All service charges collected pursuant to this section shall be deposited pursuant to the provisions of section 404-oo of the vehicle and traffic law to the credit of the department of motor vehicles distinctive plate development fund established by section 95-g of the state finance law and shall be used for the design, production, advertising, and distribution of distinctive license plates in accordance with such section 95-g.

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

§ 4. This act shall take effect immediately; provided, however, that section one of this act shall take effect on the one hundred eightieth day after it shall have become law provided, further that sections one and three of this act shall expire and be deemed repealed on the same date as section 97-aaaaa of the state finance law repeals pursuant to section 5 of part NN of chapter 57 of the laws of 2018; provided, further that the amendments made to section 97-aaaaa of the state finance law by section two of this act shall not affect the repeal of such section and shall be deemed repealed therewith. 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 and directed to be made and completed on or before such effective date.