

STATE OF NEW YORK

1940--C

2021-2022 Regular Sessions

IN ASSEMBLY

January 13, 2021

Introduced by M. of A. BUTTENSCHON, GALEF, WILLIAMS -- read once and referred to the Committee on Codes -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- recommitted to the Committee on Codes 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 the maintenance of records of catalytic converters

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

1 Section 1. Paragraph (a) of subdivision 5 of section 415-a of the
2 vehicle and traffic law, as amended by chapter 180 of the laws of 2006,
3 is amended and a new paragraph (c) is added to read as follows:

4 (a) Any records required by this section shall apply only to vehicles
5 or parts of vehicles for which a certificate of title has been issued by
6 the commissioner or which would be eligible to have such a certificate
7 of title issued. Every person required to be registered pursuant to this
8 section shall maintain a record of all motor vehicles, trailers, and
9 major component parts thereof, coming into his possession together with
10 a record of the disposition of any such motor vehicle, trailer or part
11 thereof and the date such motor vehicle, trailer or part thereof is
12 received and shall maintain proof of ownership for any motor vehicle,
13 trailer or major component part thereof while in his possession. For the
14 purposes of this article an inflatable restraint system shall be a major
15 component part and a catalytic converter shall be a major component
16 part. Such records shall be maintained in a manner and form prescribed
17 by the commissioner. The commissioner may, by regulation, exempt vehi-
18 cles or major component parts of vehicles from all or a portion of the
19 record keeping requirements based upon the age of the vehicle if the

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

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1 commissioner deems that such record keeping requirements would not
2 further the purposes of the motor vehicle theft prevention program
3 established by section two hundred twenty-three of this chapter. Upon
4 request of an agent of the commissioner or of any police officer and
5 during his regular and usual business hours, a vehicle dismantler shall
6 produce such records and permit said agent or police officer to examine
7 them and any vehicles or parts of vehicles which are subject to the
8 record keeping requirements of this section and which are on the prem-
9 ises. Upon request of any agent of the commissioner and during his regu-
10 lar and usual business hours, a salvage pool, mobile car crusher or
11 itinerant vehicle collector shall produce such records and permit said
12 agent or police officer to examine them and any vehicles or parts of
13 vehicles which are subject to the record keeping requirements of this
14 section and which are on the premises. The failure to produce such
15 records or to permit such inspection on the part of any person required
16 to be registered pursuant to this section as required by this paragraph
17 shall be a class A misdemeanor.

18 (c) For the purposes of this article, the term "catalytic converter"
19 shall mean a device installed in the exhaust system of an internal
20 combustion engine that utilizes catalytic action to oxidize hydrocarbon
21 and carbon monoxide emissions to carbon dioxide and water.

22 § 2. This act shall take effect on the one hundred eightieth day after
23 it shall have become a law. Effective immediately, the addition, amend-
24 ment and/or repeal of any rule or regulation necessary for the implemen-
25 tation of this act on its effective date are authorized to be made and
26 completed on or before such effective date.