STATE OF NEW YORK

7766

2021-2022 Regular Sessions

IN ASSEMBLY

May 21, 2021

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

AN ACT to amend the vehicle and traffic law, in relation to automatically extending the renewal of driver's licenses and non-driver identification cards

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

Section 1. Paragraph (a) of subdivision 6 of section 502 of the vehicle and traffic law, as amended by chapter 37 of the laws of 2019, is amended to read as follows:

(a) A license issued pursuant to subdivision five of this section shall be valid until the expiration date contained thereon, unless such license is suspended, revoked or cancelled**, provided, however, that if the expiration of a license occurs during the two thousand twenty or two thousand twenty-one calendar year, such license shall automatically renew and be valid for two years from the expiration date of such license**. Such license may be renewed by submission of an application for renewal, the fee prescribed by law, proofs of prior licensing, fitness and acceptable vision prescribed by the commissioner, the applicant's social security number or, in lieu thereof, with respect to an application for a non-commercial driver's license or learner's permit which does not meet federal standards for identification, an affidavit signed by such applicant that they have not been issued a social security number, and if required by the commissioner, a photo image of the applicant in such numbers and form as the commissioner shall prescribe. In addition, an applicant for renewal of a license containing a hazardous material endorsement shall pass an examination to retain such endorsement. The commissioner shall, with respect to the renewal of a hazardous materials endorsement, comply with the requirements imposed upon states by sections 383.141 and 1572.13 of title 49 of the code of federal regulations. A renewal of such license shall be issued by the commissioner

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

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upon approval of such application, except that no such license shall be issued if its issuance would be inconsistent with the provisions of section five hundred sixteen of this title, and except that the commissioner may refuse to renew such license if the applicant is the holder of a currently valid or renewable license to drive issued by another state or foreign country unless the applicant surrenders such license.

§ 2. Subdivision 1 of section 491 of the vehicle and traffic law, as amended by chapter 580 of the laws of 1994, is amended to read as follows:

1. Period of validity. An identification card shall be valid from the date of issuance until the date of expiration determined by the commissioner, except that (a) any person sixty-two years of age or older or (b) any recipient of supplemental security income benefits defined in section two hundred eight of the social services law, shall be eligible for a card which expires ten years after the date of issuance**, provided, however, that if the expiration of an identification card occurs during the two thousand twenty or two thousand twenty-one calendar year, such identification card shall automatically renew and be valid for two years from the date of expiration of such identification card**. Such dates of issuance and expiration shall be noted on the identification card. However, the prior identification card shall expire on the date of issuance of a renewal of such prior identification card. The commissioner may extend the period of validity of an identification card in a manner and form prescribed by the commissioner.

§ 3. This act shall take effect immediately and shall be deemed to have been in full force and effect on and after January 1, 2020.