

# STATE OF NEW YORK

1809

2021-2022 Regular Sessions

## IN SENATE

January 15, 2021

Introduced by Sens. JORDAN, AKSHAR, ORTT -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to the indemnification of department of motor vehicle employees for processing non-commercial drivers' licenses and learners' permits which do not meet federal standards for identification

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

1 Section 1. Subdivision 8 of section 502 of the vehicle and traffic law  
2 is amended by adding a new paragraph (f) to read as follows:

3 (f) The commissioner and any agent or employee of the commissioner or  
4 county clerk who, in good faith and without prior knowledge of any crim-  
5 inal act associated with an application for a non-commercial driver's  
6 license or learner's permit which does not meet federal standards for  
7 identification, processes such an application shall immediately and  
8 thereafter be relieved and held harmless for any and all claims,  
9 damages, or liabilities including civil and criminal fines, arising from  
10 any criminal act involving such non-commercial driver's license or  
11 learner's permit, including but not be limited to:

12 1. identity theft offenses as defined in sections 190.78, 190.79 and  
13 190.80 of the penal law;

14 2. unlawful possession of personal identification information in the  
15 first degree as defined in section 190.83 of the penal law;

16 3. terrorism offenses as defined in article four hundred ninety of the  
17 penal law;

18 4. forgery offenses as defined in sections 170.05, 170.10, and 170.15  
19 of the penal law; or

20 5. money laundering offenses as defined in article four hundred seven-  
21 ty of the penal law.

22 § 2. This act shall take effect immediately.

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

LBD01568-01-1