

# STATE OF NEW YORK

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3240

2021-2022 Regular Sessions

## IN SENATE

January 28, 2021

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Introduced by Sen. SANDERS -- 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 and the education law, in relation to updating the driver's manual provided to accepted learner's permit applicants and driver education courses

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

1 Section 1. Subdivision 3 of section 502 of the vehicle and traffic  
2 law, as amended by chapter 97 of the laws of 2016, is amended to read as  
3 follows:

4 3. Application for learner's permit. An application for a learner's  
5 permit shall be included in the application for a license. A learner's  
6 permit shall be issued in such form as the commissioner shall determine  
7 but shall not be issued unless the applicant has successfully passed the  
8 vision test required by this section and the test set forth in paragraph  
9 (a) of subdivision four of this section with respect to laws relating to  
10 traffic and ability to read and comprehend traffic signs and symbols and  
11 has satisfactorily completed any course required pursuant to paragraph  
12 (a) of subdivision four of this section. Upon acceptance of an applica-  
13 tion for a learner's permit the commissioner shall provide the applicant  
14 with a driver's manual which includes but is not limited to the laws  
15 relating to traffic, the laws relating to and physiological effects of  
16 driving while ability impaired and driving while intoxicated, the law  
17 for exercising due care to avoid colliding with a parked, stopped or  
18 standing vehicle pursuant to section eleven hundred forty-four-a of this  
19 chapter, explanations of traffic signs and symbols, a description of law  
20 enforcement procedures during traffic stops and the actions a motorist  
21 shall take during such stop including appropriate interactions with such  
22 officers and such other matters as the commissioner may prescribe.

23 § 2. Subdivision 1 of section 806-a of the education law, as amended  
24 by chapter 644 of the laws of 2002, is amended to read as follows:

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

LBD05180-01-1

1 1. Notwithstanding any other provision of law, all school districts  
2 providing instruction in driver education shall include in such instruc-  
3 tion: (a) a driver safety component with an emphasis on the effects of  
4 alcohol and drug use, (b) instruction in motorcycle safety awareness,  
5 and (c) a description of law enforcement procedures during traffic stops  
6 and the actions a motorist shall take during such stop including appro-  
7 priate interactions with such officers. The commissioner, upon approval  
8 by the commissioner of motor vehicles, shall establish a curriculum for  
9 the alcohol and drug education component which shall include but not be  
10 limited to: instruction describing the hazards of driving while impaired  
11 or intoxicated; the penalties for alcohol related motor vehicle  
12 violations including sanctions set forth in the penal law that apply to  
13 homicides and assaults arising out of the operation of a motor vehicle  
14 while intoxicated and those sanctions set forth in the vehicle and traf-  
15 fic law relating to driving while intoxicated; and the medical, biolog-  
16 ical and physiological effects of the consumption of alcohol and their  
17 impact on the operation of a motor vehicle.

18 § 3. This act shall take effect on the ninetieth day after it shall  
19 have become a law.