

# STATE OF NEW YORK

3873

2021-2022 Regular Sessions

## IN SENATE

February 1, 2021

Introduced by Sen. KENNEDY -- 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 authorizing the issuance of distinctive license plates for family members of paid professional firefighters who died in the line-of-duty

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

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

3 § 404-ff. Distinctive license plates for family members of paid  
4 professional firefighters who died in the line-of-duty. 1. For purposes  
5 of this section, "family members of a paid professional firefighter who  
6 died in the line-of-duty" shall mean a spouse, registered domestic part-  
7 ner, parent, sibling or child of a paid professional firefighter who  
8 died in the course of his or her employment or performance of duties as  
9 a firefighter.

10 2. Any family member of a paid professional firefighter who died in  
11 the line-of-duty and who resides in this state shall, upon request, be  
12 issued a distinctive license plate bearing the words "Survivor of the  
13 Bravest" of a design approved by the commissioner. Application for such  
14 license plate shall be filed with the commissioner in such form and  
15 detail as the commissioner shall prescribe and shall be verified annual-  
16 ly by the applicant.

17 3. A distinctive plate authorized pursuant to subdivision two of this  
18 section shall be issued upon proof, satisfactory to the commissioner,  
19 that the applicant is a family member of a paid professional firefighter  
20 who died in the line-of-duty.

21 4. A distinctive plate issued pursuant to this section shall be issued  
22 in the same manner as other number plates upon payment of the regular  
23 registration fee prescribed by section four hundred one of this article,  
24 provided, however, that an additional annual service charge of twenty-

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

LBD01122-01-1

1 five dollars shall be charged for such plate. Such annual service  
2 charge shall be deposited pursuant to the provisions of section four  
3 hundred four-oo of this article to the credit of the department of motor  
4 vehicles distinctive plate development fund established by section nine-  
5 ty-five-g of the state finance law and shall be used for the production,  
6 design, advertising and marketing of distinctive license plates pursuant  
7 to such section ninety-five-g.

8 § 2. 1. A distinctive plate established pursuant to section 404-ff of  
9 the vehicle and traffic law as added by section one of this act shall  
10 only be designed, produced and issued upon the delivery to the depart-  
11 ment of motor vehicles of a surety bond in the amount of six thousand  
12 dollars, which shall be executed by a surety company authorized by the  
13 department of financial services to transact business in this state.  
14 Provided, however, that if the commissioner of motor vehicles shall have  
15 received prior to plate design, production and issuance at least two  
16 hundred orders for such distinctive plate together with the additional  
17 annual service charge applicable to each such order, which shall be  
18 non-refundable, no such surety bond shall be required. All service  
19 charges collected pursuant to this section shall be deposited pursuant  
20 to the provisions of section 404-oo of the vehicle and traffic law to  
21 the credit of the department of motor vehicles distinctive plate devel-  
22 opment fund established by section 95-g of the state finance law and  
23 shall be used for the design, production, advertising and distribution  
24 of distinctive license plates in accordance with such section 95-g.

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

31 § 3. This act shall take effect on the one hundred eightieth day after  
32 it shall have become a law; provided, however, that section two of this  
33 act shall take effect immediately; provided further, however, that  
34 effective immediately, the addition, amendment and/or repeal of any rule  
35 or regulation necessary for the implementation of this act on its effec-  
36 tive date are authorized and directed to be made and completed on or  
37 before such effective date.