

# STATE OF NEW YORK

10219

## IN ASSEMBLY

May 6, 2022

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Conrad) --  
(at request of the Department of Motor Vehicles) -- read once and  
referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to the period  
for which commercial learner's permits are valid

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

Section 1. Paragraph (b) of subdivision 1 of section 503 of the vehi-  
cle and traffic law, as amended by section 3 of part I of chapter 58 of  
the laws of 2015, is amended to read as follows:

(b) An application for a license shall be valid for a period of time  
specified by regulation of the commissioner not to exceed five years. A  
learner's permit shall be valid from its issuance until the expiration  
of the application for a driver's license for which it was issued.  
Provided, however, a commercial learner's permit shall be valid for no  
more than ~~[one hundred eighty days, except that such permit may be  
renewed, in the commissioner's discretion, for an additional one hundred  
eighty days]~~ such time as permitted by section 31308 of title 49 of the  
United States code and part 383.25 of title 49 of the code of federal  
regulations. Provided, however, that a commercial learner's permit  
issued by the commissioner in connection with an application for a  
commercial driver's license shall be cancelled within sixty days of the  
holder's medical certification status becoming "not-certified" based  
upon: (i) the expiration of the holder's medical certification or  
medical variance documentation required by the federal motor carrier  
safety improvement act of 1999 and Part 383.71(h) of title 49 of the  
code of federal regulations; (ii) the holder's failure to submit such  
medical certification or medical variance documentation at such inter-  
vals as required by the federal motor carrier safety improvement act of  
1999 and Part 383.71(h) of title 49 of the code of federal regulations  
and in a manner prescribed by the commissioner; or (iii) the receipt by  
the commissioner of information from the issuing medical examiner or the  
federal motor carrier safety administration that a medical certification  
or medical variance was issued in error or rescinded. The commissioner

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

LBD13607-03-2

1 shall, upon a holder's status becoming "not-certified", notify the hold-  
2 er of such commercial learner's permit issued in connection with a  
3 commercial driver's license application by first class mail to the  
4 address of such person on file with the department or at the current  
5 address provided by the United States postal service of his or her  
6 "not-certified" medical certification status and that the commercial  
7 motor vehicle privileges of such commercial learner's permit will be  
8 cancelled unless he or she submits a current medical certificate and/or  
9 medical variance in accordance with Part 383.71(h) of title 49 of the  
10 code of federal regulations or changes his or her self-certification to  
11 driving only in excepted or intrastate commerce in accordance with Part  
12 383.71(b) (1) (ii), (iii) or (iv) of title 49 of the code of federal  
13 regulations.

14 § 2. This act shall take effect on the one hundred eightieth day after  
15 it shall have become a law.