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:

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

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

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

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

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

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

5. money laundering offenses as defined in article four hundred seventy of the penal law.

§ 2. This act shall take effect immediately.

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

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