STATE OF NEW YORK

10102

IN ASSEMBLY

May 3, 2024

Introduced by M. of A. BUTTENSCHON -- read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to mandating that purchasers of new vehicles complete a form authorizing or rejecting the placement of a tracking device in such vehicle, to be used by law enforcement if such vehicle is reported stolen

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

Section 1. The vehicle and traffic law is amended by adding a new section 397-d to read as follows:

§ 397-d. Motor vehicle theft tracker. 1. The commissioner shall develop an authorization form, to be provided to new motor vehicle purchasers at the point of sale by the motor vehicle dealer, that authorizes a tracking device approved by the state police to be placed in such new motor vehicle and allows law enforcement to track such motor vehicle if such motor vehicle is reported as stolen. Such form shall give new motor vehicle purchasers the option to authorize or reject the placement of such tracking device, and shall be completed before the sale of such new motor vehicle is complete. Such form shall also include authorization for law enforcement to recover the stolen vehicle through electronic means, physical means, or any other method necessary to recover such vehicle as quickly as possible.

2. If a purchaser authorizes the placement of a tracking device pursuant to subdivision one of this section, the motor vehicle dealer shall place such approved tracking device in the new motor vehicle. A law enforcement agency or entity shall only access and utilize such device if such motor vehicle is reported as stolen through an official police report, to locate and recover such vehicle.

§ 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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