STATE OF NEW YORK

4641

2023-2024 Regular Sessions

IN ASSEMBLY

February 21, 2023

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

AN ACT to amend the vehicle and traffic law, in relation to exempting antique motor vehicles from annual motor vehicle safety inspections

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

Section 1. Subdivision (e) of section 301 of the vehicle and traffic law, as amended by chapter 608 of the laws of 1993, is amended and a new subdivision (g) is added to read as follows:

(e) The requirements of air contamination emission system inspection shall not apply to **antique or** historical motor vehicles registered pursuant to schedule G of subdivision seven of section four hundred one of this chapter unless required by federal law.

(g) Notwithstanding any other provision of law to the contrary, antique or historical motor vehicles shall be exempt from the annual safety inspection provided for in subdivision (a) of this section.

§ 2. Schedule G of subdivision 7 of section 401 of the vehicle and traffic law, as amended by section 25 of part G of chapter 59 of the laws of 2009, is amended to read as follows:

G. Schedule for **antique or** historical motor vehicles. For each motor vehicle which is owned and operated as an exhibition piece or collectors item, and is used for participation in club activities, exhibit, tours, parades, occasional transportation and similar uses, but not used for general daily transportation, an annual fee of twenty-eight dollars and seventy-five cents. For purposes of this paragraph, [~~a~~] **an antique or** historical motor vehicle shall mean any vehicle manufactured [~~more than twenty-five~~] **at least fifty** years prior to the current calendar year, and any other model, year and type vehicle which has unique characteristics and which is determined by the commissioner to be of historical, classic or exhibition value. Registration plates for such vehicles shall be of a type and design approved by the commissioner, but shall be

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

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of a distinctive nature. Except that, with the approval of the commissioner, an owner of any such vehicle may utilize registration plates issued in the year corresponding to the model year date in which the vehicle was manufactured, if the registration plate is legible, durable, and serviceable, of this state, and accurate in color, as determined by the department. Nothing in this paragraph shall be construed to prohibit the use of previously issued registration plates that have been restored, without deviation from their original alphanumeric or pictorial content, to such condition as otherwise satisfies all applicable requirements. Such plates shall be used only for the operation of the motor vehicle listed on the registration application and on other motor vehicles which would qualify for registration under this schedule owned by persons other than the registrant for the purpose of test driving by the registrant or his or her agent in anticipation of possible purchase. No such registration will be issued unless evidence of financial security, in a form prescribed by the commissioner, is submitted which provides coverage for the motor vehicle listed on the registration application and for non-owned motor vehicles being operated with such plates.

§ 3. This act shall take effect immediately.