STATE OF NEW YORK

5398

2023-2024 Regular Sessions

IN ASSEMBLY

March 10, 2023

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

AN ACT to amend the vehicle and traffic law, in relation to the collection of supplemental vehicle registration, learners permits and drivers license fees for New York City registrants and operators; to amend the state finance law, in relation to the metropolitan transportation authority financial assistance fund; and to repeal article 17-C of the vehicle and traffic law relating to the metropolitan commuter transportation district supplemental registration fee

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

Section 1. Article 17-C of the vehicle and traffic law is REPEALED.

§ 2. Section 401 of the vehicle and traffic law is amended by adding a new subdivision 24 to read as follows:

24. Collection of supplemental fee for New York City registrants. a. All registrants of motor vehicles who reside in the city of New York shall pay to the commissioner or his or her agent a supplemental registration fee of twenty-five dollars per annum for each year or portion of a year that such registration is valid upon registration or renewal of motor vehicles subject to registration fees pursuant to the following provisions: paragraph a of subdivision six of this section; schedules A, B, C, E, F, G, I and K of subdivision seven of this section; paragraph a of subdivision eight of this section; paragraph a of subdivision five of section four hundred ten of this title; and section four hundred eleven-b of this title.

b. The commissioner shall deposit daily all funds derived from the collection of the supplemental fee established pursuant to paragraph a of this subdivision with such responsible banks, banking houses or trust companies as may be designated by the state comptroller, to the credit of the comptroller. On or before the twelfth day of each month, the commissioner shall certify to the comptroller the amount of all revenues

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

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received pursuant to this article during the prior month as a result of the supplemental fee imposed, including any interest and penalties thereon. The revenues so certified shall be deposited by the state comptroller in the metropolitan transportation authority aid trust account of the metropolitan transportation authority financial assistance fund established pursuant to section ninety-two-ff of the state finance law for deposit, subject to appropriation, in the corporate transportation account of the metropolitan transportation authority special assistance fund established by section twelve hundred seventy-a of the public authorities law, to be applied as provided in paragraph (e) of subdivision four of such section. Any money collected pursuant to this section that is deposited by the comptroller in the metropolitan transportation authority aid trust account of the metropolitan transportation authority financial assistance fund shall be held in such fund free and clear of any claim by any person or entity paying an additional fee pursuant to this section, including, without limiting the generality of the foregoing, any right or claim against the metropolitan transportation authority, any of its bondholders, or any subsidiary or affiliate of the metropolitan transportation authority.

§ 3. Paragraph (b-1) of subdivision 2 of section 503 of the vehicle and traffic law, as amended by section 1 of part FF of chapter 58 of the laws of 2019, is amended to read as follows:

(b-1) Supplemental learner permit/license fee in the [~~metropolitan commuter transportation district~~] city of New York. (i) Upon passage of the knowledge test required to obtain a learner's permit, an applicant for a driver's license who resides in the [~~metropolitan commuter transportation district~~] city of New York established by section [~~one thousand two hundred sixty-two~~] twelve hundred sixty-two of the public authorities law shall be required to pay a supplemental fee of one dollar for each six months or portion thereof of the period of validity of a learner's permit or license which is or may be issued pursuant to the provisions of subparagraph (i) or (ii) of paragraph (b) of this subdivision.

(ii) The commissioner shall deposit daily all funds collected pursuant to subparagraph (i) of this paragraph with such responsible banks, banking houses or trust companies as may be designated by the state comptroller, in trust for the credit of the metropolitan transportation authority. An account may be established in one or more of such depositories. Such deposits shall be kept separate and apart from all other money in the possession of the comptroller. On or before the twelfth day of each month, the commissioner shall certify to the comptroller the amount of all revenues received pursuant to subparagraph (i) of this paragraph during the prior month as a result of the supplemental fee imposed, including any interest and penalties thereon. The revenues so certified over the prior three months in total shall be paid over by the fifteenth day of the last month of each calendar quarter from such account, without appropriation, into the corporate transportation account of the metropolitan transportation authority special assistance fund established by section twelve hundred seventy-a of the public authorities law, to be applied as provided in paragraph (e) of subdivision four of such section. Any money collected pursuant to this section that is deposited by the comptroller in the corporate transportation account of the metropolitan transportation authority special assistance fund shall be held in such fund free and clear of any claim by any person or entity paying an additional fee pursuant to this section, including, without limiting the generality of the foregoing, any right

or claim against the metropolitan transportation authority, any of its bondholders, or any subsidiary or affiliate of the metropolitan transportation authority.

§ 4. Paragraph (c-3) of subdivision 2 of section 503 of the vehicle and traffic law, as amended by section 1 of part FF of chapter 58 of the laws of 2019, is amended to read as follows:

(c-3) (i) Supplemental renewal fee in the [~~metropolitan commuter transportation district~~] **city of New York**. In addition to the fees required to be paid pursuant to paragraph (c) of this subdivision, a supplemental fee of one dollar for each six months or portion thereof of the validity of the license shall be paid for renewal of a license of a person who resides in the [~~metropolitan commuter transportation district~~] **city of New York** established by section [~~one thousand two hundred sixty-two~~] **twelve hundred sixty-two** of the public authorities law issued by the commissioner.

(ii) The commissioner shall deposit daily all funds collected pursuant to this paragraph with such responsible banks, banking houses or trust companies as may be designated by the state comptroller, in trust for the credit of the metropolitan transportation authority. An account may be established in one or more of such depositories. Such deposits shall be kept separate and apart from all other money in the possession of the comptroller. On or before the twelfth day of each month, the commissioner shall certify to the comptroller the amount of all revenues received pursuant to this paragraph during the prior month as a result of the supplemental fees imposed, including any interest and penalties thereon. The revenues so certified over the prior three months in total shall be paid over by the fifteenth day of the last month of each calendar quarter from such account, without appropriation, into the corporate transportation account of the metropolitan transportation authority special assistance fund established by section twelve hundred seventy-a of the public authorities law, to be applied as provided in paragraph (e) of subdivision four of such section. Any money collected pursuant to this section that is deposited by the comptroller in the corporate transportation account of the metropolitan transportation authority special assistance fund shall be held in such fund free and clear of any claim by any person or entity paying an additional fee pursuant to this section, including, without limiting the generality of the foregoing, any right or claim against the metropolitan transportation authority, any of its bondholders, or any subsidiary or affiliate of the metropolitan transportation authority.

§ 5. This act shall take effect immediately.