

STATE OF NEW YORK

7978

2023-2024 Regular Sessions

IN ASSEMBLY

August 18, 2023

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

AN ACT to amend the vehicle and traffic law, in relation to registration fees for certain vehicles; and to repeal certain provisions of such law relating thereto

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

Section 1. The opening paragraph of paragraph a of subdivision 6 of section 401 of the vehicle and traffic law, as amended by section 1 of part G of chapter 59 of the laws of 2009, is amended and two new paragraphs a-1 and a-2 are added to read as follows:

~~[The]~~ Prior to January first, two thousand twenty-four, the following fees shall be paid to the commissioner, or agent, upon the registration or reregistration of a motor vehicle, including a suburban, in accordance with the provisions of this article:

a-1. Beginning in two thousand twenty-four, the commissioner shall be authorized to incrementally increase registration and reregistration fees annually until such fees reach the amounts set forth in paragraph a-two of this subdivision.

a-2.(i) Beginning in two thousand thirty, the following fees shall be paid to the commissioner, or agent, upon the registration or reregistration of a motor vehicle which is a sedan, hardtop, coupe, convertible, station wagon or hatchback in accordance with the provisions of this article:

The first nineteen hundred ninety-nine pounds of the weight of such motor vehicle, fully equipped, zero cents per pound; for each pound of motor vehicle weight of at least two thousand pounds but less than three thousand pounds, ten cents per pound; for each pound of motor vehicle weight of at least three thousand pounds but less than four thousand pounds, fifteen cents per pound; for each pound of motor vehicle weight of at least four thousand pounds but less than five thousand pounds,

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

LBD11077-05-3

twenty-one cents per pound; for each pound of motor vehicle weight of at least five thousand pounds but less than six thousand pounds, thirty-one cents per pound; for each pound of motor vehicle weight of at least six thousand pounds but less than seven thousand pounds, forty-five cents per pound; for each pound of motor vehicle weight of at least seven thousand pounds but less than eight thousand pounds, sixty-six cents per pound; for each pound of motor vehicle weight of at least eight thousand pounds but less than nine thousand pounds, ninety-seven cents per pound; for each pound of motor vehicle weight of nine thousand pounds or greater, one dollar and forty-one cents per pound.

(ii) Beginning in two thousand thirty, the following fees shall be paid to the commissioner, or agent, upon the registration or reregistration of a motor vehicle which is a sports utility vehicle, minivan, or truck in accordance with the provisions of this article:

The first nineteen hundred ninety-nine pounds of the weight of such motor vehicle, fully equipped, ten cents per pound; for each pound of motor vehicle weight of at least two thousand pounds but less than three thousand pounds, fifteen cents per pound; for each pound of motor vehicle weight of at least three thousand pounds but less than four thousand pounds, twenty-two cents per pound; for each pound of motor vehicle weight of at least four thousand pounds but less than five thousand pounds, thirty-two cents per pound; for each pound of motor vehicle weight of at least five thousand pounds but less than six thousand pounds, forty-seven cents per pound; for each pound of motor vehicle weight of at least six thousand pounds but less than seven thousand pounds, sixty-eight cents per pound; for each pound of motor vehicle weight of at least seven thousand pounds but less than eight thousand pounds, one dollar per pound; for each pound of motor vehicle weight of at least eight thousand pounds but less than nine thousand pounds, one dollar and forty-five cents per pound; for each pound of motor vehicle weight of nine thousand pounds or greater, two dollars and twelve cents per pound.

(iii) For the registration or reregistration of any motor vehicle in accordance with subparagraphs (i) and (ii) of this paragraph that produces zero emissions and weighs no more than five thousand pounds, the fee for one thousand pounds of motor vehicle weight at a rate of ten cents per pound shall be waived.

(iv) Notwithstanding subparagraphs (i) and (ii) of this paragraph, for motor vehicles described in subdivision seven of this section, the fee for such registration shall be as therein prescribed.

(v) The curb weight of motor vehicle shall be accepted as the weight for the purpose of registration and reregistration under this paragraph.

§ 2. Subdivision 21 of section 401 of the vehicle and traffic law is REPEALED and a new subdivision 21 is added to read as follows:

21. a. The commissioner shall deposit daily the percentages listed below of all fees collected or received by the commissioner pursuant to certain registration fees imposed by (i) paragraphs a, a-one and a-two of subdivision six of this section, (ii) all schedules of subdivision seven of this section, and (iii) paragraph a of subdivision eight of this section in a responsible bank, banking house or trust company, which shall pay the highest rate of interest to the state for such deposit to the credit of the comptroller on account of the dedicated highway and bridge trust fund established pursuant to section eighty-nine-b of the state finance law. Annually, the commissioner shall so deposit such registration fees so collected or so received after March thirty-first, two thousand twenty-four until such time as the annual

1 financial plan of the dedicated highway and bridge trust fund and the
2 dedicated mass transportation trust fund are met. Thereafter, seventy-
3 five percent of such registration fees collected shall be directed to
4 funding new state and local street safety projects including but not
5 limited to protected bike lanes, bollards, road diets, pedestrianization
6 of streets, pedestrian islands, raised crosswalks, chicanes, turn calm-
7 ing, rumble strips, leading pedestrian intervals and curb and sidewalk
8 extensions. The remaining twenty-five percent shall be expended for
9 maintenance, repair, and revitalization of state and local roadways,
10 with a preference for projects that utilize green asphalt. The afore-
11 mentioned funds for street safety and roadway projects shall be prior-
12 itized for use in local projects before use in state projects. Every
13 bank, banking house or trust company that accepts such deposits shall
14 execute and file in the office of the department of audit and control an
15 undertaking to the state, in the sum, and with such sureties, as are
16 required and approved by the comptroller for the safe keeping and prompt
17 payment on legal demand therefor of all such moneys held by or on depos-
18 it in such bank, banking house, or trust company, with interest thereon
19 on daily balances at such rate as the comptroller may fix. Every such
20 undertaking shall have endorsed thereon or annexed thereto the approval
21 of the attorney general as to its form.

22 b. Of the revenues so deposited, the comptroller shall retain in their
23 hands such amount as the commissioner may determine to be necessary for
24 refunds or reimbursements of the fees collected or received pursuant to
25 (i) paragraphs a, a-one and a-two of subdivision six of this section,
26 (ii) all schedules of subdivision seven of this section, and (iii) para-
27 graph a of subdivision eight of this section to which registrants shall
28 be entitled under the provisions of this article, out of which amount
29 the commissioner shall pay any refunds or reimbursements of the fees
30 collected or received pursuant to paragraphs a, a-one and a-two of
31 subdivision six, all schedules of subdivision seven and paragraph a of
32 subdivision eight of this section to which registrants shall be entitled
33 under such provisions. The comptroller, after reserving the amount to
34 pay such refunds or reimbursements, shall, on or before the last day of
35 each month, deposit the balance of the revenue so deposited during such
36 month into the dedicated highway and bridge trust fund established
37 pursuant to section eighty-nine-b of the state finance law and the mass
38 transportation trust fund established pursuant to section eighty-nine-c
39 of the state finance law.

40 c. Notwithstanding any inconsistent provision of this section, eleven
41 dollars and fifty cents of the registration fees collected pursuant to
42 paragraph a of subdivision five of section four hundred ten of this
43 title shall be deposited pursuant to this subdivision. Three dollars and
44 fifty cents of such fees collected in relation to applications for new
45 registrations and renewals of existing registrations shall be deposited
46 to the credit of the dedicated highway and bridge trust fund. Two
47 dollars and fifty cents of such registration fees shall be deposited
48 into the motorcycle safety fund established pursuant to section ninety-
49 two-g of the state finance law.

50 § 3. The commissioner of the department of transportation shall submit
51 a report to the governor and the legislature annually that lists, by
52 county, the street safety projects and roadway improvement projects
53 funded by paragraph a of subdivision 21 of section 410 of the vehicle
54 and traffic law, as added by section two of this act. The report shall
55 also include, by county, vehicle weight data, the number of vehicles
56 receiving a fee reduction for producing zero emissions and the number of

1 vehicles categorized by vehicle weight involved in crashes with pedes-
2 trians, cyclists or other vehicles resulting in serious injuries or
3 fatalities. The report shall be made publicly available on the depart-
4 ment of transportation website.
5 § 4. This act shall take effect January 1, 2024.