

STATE OF NEW YORK

9490

IN ASSEMBLY

March 14, 2024

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

AN ACT to amend the vehicle and traffic law, in relation to suspending the registration of a vehicle for evading cashless tolls

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

1 Section 1. The vehicle and traffic law is amended by adding a new
2 section 510-e to read as follows:

3 § 510-e. Suspension of registration; cashless toll violations. 1. For
4 the purpose of this section:

5 (a) "Owner" shall mean any person, corporation, partnership, firm,
6 agency, association, lessor or organization who, at the time of incur-
7 ring an obligation to pay a toll at a cashless tolling facility, and
8 with respect to the vehicle identified in the notice of toll due: (i) is
9 the beneficial or equitable owner of such vehicle; or (ii) has title to
10 such vehicle; or (iii) is the registrant or co-registrant of such vehi-
11 cle which is registered with the department of motor vehicles of this
12 state or any other state, territory, district, province, nation or other
13 jurisdiction; or (iv) is a person entitled to the use and possession of
14 a vehicle subject to a security interest in another person.

15 (b) "Cashless tolling facility" shall mean a toll highway, bridge or
16 tunnel facility operated by a public authority that does not provide for
17 the immediate on-site payment in cash of a toll owed for the use of such
18 facility.

19 (c) "Violation" shall mean the failure of the owner to timely respond
20 to a toll bill.

21 (d) "Toll bill" shall mean a notice sent to an owner by a public
22 authority notifying such owner that the owner's vehicle has been used or
23 operated at a cashless tolling facility, crossed a cashless tolling
24 monitoring system without an operable electronic device and has incurred
25 an obligation to pay a toll.

26 2. No suspension of registration of a motor vehicle shall occur pursu-
27 ant to this article for any cashless toll violation unless there is
28 clear evidence the owner of such motor vehicle's intent to repeatedly

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

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1 evade paying such cashless tolls. Beginning October thirteenth, two
2 thousand twenty, any current suspension of registration of a motor vehi-
3 cle for any cashless toll violation which lack clear evidence of an
4 owner's intent to repeatedly evade paying such cashless tolls shall be
5 reversed without penalty to such owner of such vehicle.

6 § 2. This act shall take effect immediately.