STATE OF NEW YORK

2702

2023-2024 Regular Sessions

IN SENATE

January 24, 2023

Introduced by Sen. HARCKHAM -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to the operation of all-terrain vehicles by minors

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

Section 1. Subdivision 2 of section 2409 of the vehicle and traffic law, as added by chapter 402 of the laws of 1986, is amended to read as follows:

2. Safety certificate. Upon successful completion of a safety course given in conformity with subdivision one of this section by a person [~~ten~~] **fourteen** years of age or over, the person or entity which gave the course shall notify the commissioner of such completion in a manner prescribed by the commissioner. The commissioner shall, upon receipt of such information, issue an ATV safety certificate to the person who has successfully completed the course. Such certificate may be limited to the type of vehicle for which the course was given.

§ 2. Subdivisions 1 and 2 of section 2410 of the vehicle and traffic law, as added by chapter 402 of the laws of 1986, are amended to read as follows:

1. Except as provided by subdivision two of this section, no person under the age of sixteen years shall operate an ATV except upon lands owned or leased by his **or her** parent or guardian, unless he **or she** is under general supervision of a person eighteen years of age or over [~~or a person sixteen years of age or over who holds an ATV safety certificate~~]. "Leased lands" as herein used shall not include lands leased by an organization of which said operator or his **or her** parent or guardian is a member.

2. A person [~~ten~~] **fourteen** years of age but less than sixteen years of age who has received safety training as prescribed by the commissioner and has received the appropriate ATV safety certificate issued by the

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

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commissioner may operate an ATV in the same manner as a person who is sixteen years of age or older.

§ 3. This act shall take effect on the one hundred twentieth day after it shall have become a law.