STATE OF NEW YORK

7860

IN SENATE

January 3, 2024

Introduced by Sen. KRUEGER -- 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 requiring that all limited use motorcycles sold in the state of New York be registered

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

Section 1. Paragraph b of subdivision 16 of section 415 of the vehicle and traffic law, as amended by chapter 7 of the laws of 2000, is amended to read as follows:

b. Except as provided in paragraph c of this subdivision, any person who operates as a dealer without being registered shall be required to pay to the people of this state a civil penalty in the sum of [~~one~~] **two** thousand dollars. However, any such person against whom such penalty has been assessed may avoid all but [~~five~~] **seven** hundred **fifty** dollars of such penalty by obtaining a registration as required by this article, provided that application for such registration is made not more than ten days after the imposition of such penalty.

§ 2. The vehicle and traffic law is amended by adding a new section 2267-a to read as follows:

§ 2267-a. Dealers and manufacturers of limited use motorcycles. 1. No person shall engage in the business of selling limited use motorcycles, as defined in section one hundred twenty-one-b of this chapter, unless there shall have been issued to them a dealer registration in accordance with section four hundred fifteen of this chapter. The commissioner may, by regulation, provide for identification of dealers as being dealers in limited use motorcycles, and shall make provisions for the issuance of appropriate dealer demonstrator number plates to such dealers.

2. No dealer shall acquire any limited use motorcycle for the purpose of resale for use on the public highways within this state unless such limited use motorcycle has a vehicle identification number in a form and manner acceptable to the commissioner permanently affixed to the frame by the manufacturer or authorized agent of the manufacturer.

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

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3. Fees assessed under this section shall be paid to the commissioner for deposit to the general fund which shall be deposited to the dedicated highway and bridge trust fund established pursuant to section eighty-nine-b of the state finance law and the dedicated mass transportation fund established pursuant to section eighty-nine-c of the state finance law and distributed according to the provisions of subdivision (d) of section three hundred one-j of the tax law.

4. The commissioner may prescribe, by regulation, procedures to be followed by dealers with respect to record keeping and documents required upon the sale of a limited use motorcycle, and procedures to be followed by manufacturers with respect to the assignment and affixing of vehicle identification numbers.

§ 3. This act shall take effect on the one hundred eightieth day after it shall have become a law. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.