STATE OF NEW YORK

4977

2023-2024 Regular Sessions

IN SENATE

February 17, 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 certificates of registration for entities that manufacture or assemble zero emissions vehicles and have no franchised motor vehicle dealers in New York

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

Section 1. Subparagraph (iii) of paragraph f of subdivision 7 of section 415 of the vehicle and traffic law, as amended by chapter 26 of the laws of 2014, is amended to read as follows:

(iii) Notwithstanding any other provision of this paragraph or any provision of paragraph (bb) of subdivision two of section four hundred sixty-three of this title, the commissioner may **issue and** renew [~~any~~] **a** certificate of registration [~~that was issued~~] to a franchisor, manufacturer, distributor, distributor branch or factory branch, as such terms are defined in section four hundred sixty-two of this title, or to any subsidiary, affiliate or controlled entity thereof[~~, prior to March twenty-sixth, two thousand fourteen~~]; provided, however, that such franchisor, manufacturer, distributor, distributor branch or factory branch, or any subsidiary, affiliate or controlled entity thereof, **(1)** is a manufacturer that manufactures or assembles exclusively zero emissions vehicles, or is a subsidiary, affiliate, or controlled entity of such a manufacturer; **and (2) has no franchised motor vehicle dealer of the same line-make in this state;** and provided further**, in the case of renewal,** that a controlling interest in such original franchisor, manufacturer, distributor, distributor branch or factory branch or any subsidiary, affiliate or controlled entity was not transferred, sold or conveyed to another person or entity, other than to a subsidiary, affiliate or controlled entity of such franchisor, manufacturer, distributor, distributor branch or factory branch. For purposes of this paragraph,

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

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zero emission vehicles shall have the same meaning as under part two hundred eighteen of title six of the New York code of rules and regulations.

§ 2. This act shall take effect immediately.