

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:

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

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

12 § 2. The vehicle and traffic law is amended by adding a new section
13 2267-a to read as follows:

14 § 2267-a. Dealers and manufacturers of limited use motorcycles. 1. No
15 person shall engage in the business of selling limited use motorcycles,
16 as defined in section one hundred twenty-one-b of this chapter, unless
17 there shall have been issued to them a dealer registration in accordance
18 with section four hundred fifteen of this chapter. The commissioner may,
19 by regulation, provide for identification of dealers as being dealers in
20 limited use motorcycles, and shall make provisions for the issuance of
21 appropriate dealer demonstrator number plates to such dealers.

22 2. No dealer shall acquire any limited use motorcycle for the purpose
23 of resale for use on the public highways within this state unless such
24 limited use motorcycle has a vehicle identification number in a form and
25 manner acceptable to the commissioner permanently affixed to the frame
26 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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1 3. Fees assessed under this section shall be paid to the commissioner
2 for deposit to the general fund which shall be deposited to the dedi-
3 cated highway and bridge trust fund established pursuant to section
4 eighty-nine-b of the state finance law and the dedicated mass transpor-
5 tation fund established pursuant to section eighty-nine-c of the state
6 finance law and distributed according to the provisions of subdivision
7 (d) of section three hundred one-j of the tax law.

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

13 § 3. This act shall take effect on the one hundred eightieth day after
14 it shall have become a law. Effective immediately, the addition, amend-
15 ment and/or repeal of any rule or regulation necessary for the implemen-
16 tation of this act on its effective date are authorized to be made and
17 completed on or before such effective date.