

STATE OF NEW YORK

9920

IN SENATE

September 27, 2024

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

AN ACT to amend the vehicle and traffic law, in relation to aggravated unlicensed operation of a motor vehicle in the first degree

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

1 Section 1. Short title. This act shall be known and may be cited as
2 "Efrain's law".

3 § 2. Subparagraph (v) of paragraph (a) of subdivision 3 of section 511
4 of the vehicle and traffic law, as added by chapter 722 of the laws of
5 2023, is amended and a new subparagraph (vi) is added to read as
6 follows:

7 (v) commits the offense of aggravated unlicensed operation of a motor
8 vehicle in the third degree as defined in subdivision one of this
9 section; and is operating a motor vehicle while such person has in
10 effect five or more suspensions or revocations, imposed on at least five
11 separate dates, pursuant to subparagraph (i), (iii), (iv), (v), (vi),
12 (vii), (viii), (x), (xi), (xii), or (xiii) of paragraph a of subdivision
13 two of section five hundred ten of this article, or subparagraph (i),
14 (xiii), (xiv), (xv), (xvi), or (xvii) of paragraph b, or paragraph d of
15 such subdivision, or paragraph a, b, d, e, or g relating to evading
16 lawful arrest or prosecution while operating a motor vehicle or motorcy-
17 cle, or paragraph i of subdivision three of section five hundred ten of
18 this article, or paragraph (c), (d), or (e) of subdivision one or subdi-
19 vision three of section five hundred ten-a of this article, or section
20 five hundred ten-b of this article, or section five hundred ten-c of
21 this article, or subdivision two of section eleven hundred ninety-three
22 of this chapter[-]; or

23 (vi) commits the offense of aggravated unlicensed operation of a motor
24 vehicle in the third degree as provided in paragraph (a) of subdivision
25 two of this section and has previously been convicted of reckless driv-
26 ing in violation of the provisions of section twelve hundred twelve of
27 this chapter two times within the preceding ten years, and operates such
28 motor vehicle in a manner that causes the death of another person.

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

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1 § 3. This act shall take effect on the first of November next succeed-
2 ing the date upon which it shall have become a law; provided, however,
3 that if chapter 722 of the laws of 2023 shall not have taken effect on
4 or before such date then this act shall take effect on the same date and
5 in the same manner as chapter 722 of the laws of 2023, takes effect.