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:

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

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

(v) commits the offense of aggravated unlicensed operation of a motor vehicle in the third degree as defined in subdivision one of this section; and is operating a motor vehicle while such person has in effect five or more suspensions or revocations, imposed on at least five separate dates, pursuant to subparagraph (i), (iii), (iv), (v), (vi), (vii), (viii), (x), (xi), (xii), or (xiii) of paragraph a of subdivision two of section five hundred ten of this article, or subparagraph (i), (xiii), (xiv), (xv), (xvi), or (xvii) of paragraph b, or paragraph d of such subdivision, or paragraph a, b, d, e, or g relating to evading lawful arrest or prosecution while operating a motor vehicle or motorcycle, or paragraph i of subdivision three of section five hundred ten of this article, or paragraph (c), (d), or (e) of subdivision one or subdivision three of section five hundred ten-a of this article, or section five hundred ten-b of this article, or section five hundred ten-c of this article, or subdivision two of section eleven hundred ninety-three of this chapter[~~.~~]**; or**

(vi) commits the offense of aggravated unlicensed operation of a motor vehicle in the third degree as provided in paragraph (a) of subdivision two of this section and has previously been convicted of reckless driving in violation of the provisions of section twelve hundred twelve of this chapter two times within the preceding ten years, and operates such 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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§ 3. This act shall take effect on the first of November next succeeding the date upon which it shall have become a law; provided, however, that if chapter 722 of the laws of 2023 shall not have taken effect on or before such date then this act shall take effect on the same date and in the same manner as chapter 722 of the laws of 2023, takes effect.