

# STATE OF NEW YORK

5811

2025-2026 Regular Sessions

## IN SENATE

March 3, 2025

Introduced by Sen. SEPULVEDA -- read twice and ordered printed, and when printed to be committed to the Committee on Crime Victims, Crime and Correction

AN ACT to amend the correction law, the executive law, the tax law, the alcoholic beverage control law, the agriculture and markets law, the public health law, the town law, the education law, the general business law, the penal law, the civil rights law, the administrative code of the city of New York and the vehicle and traffic law, in relation to establishing a certificate of restoration to replace the certificate of good conduct and the certificate of relief from disabilities; and to repeal certain provisions of the correction law relating to certificates of good conduct

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

1 Section 1. Paragraph (a) of subdivision 1 of section 700 of the  
2 correction law, as amended by chapter 342 of the laws of 1972, is  
3 amended to read as follows:

4 (a) "Eligible offender" shall mean a person who has been convicted of  
5 a crime or of an offense [~~but who has not been convicted more than once~~  
6 ~~of a felony~~].

7 § 2. Section 701 of the correction law, as amended by chapter 342 of  
8 the laws of 1972, subdivision 2 as amended by section 3 of subpart J of  
9 part II of chapter 55 of the laws of 2019, is amended to read as  
10 follows:

11 § 701. Certificate of [~~relief from disabilities~~] restoration. 1. A  
12 certificate of [~~relief from disabilities~~] restoration may be granted as  
13 provided in this article to relieve an eligible offender of any forfei-  
14 ture or disability, or to remove any bar to [~~his~~] such eligible  
15 offender's employment, automatically imposed by law by reason of [~~his~~]  
16 their conviction of the crime or of the offense specified therein. Such  
17 certificate may be limited to one or more enumerated forfeitures, disa-

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

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1 bilities or bars, or may relieve the eligible offender of all forfei-  
2 tures, disabilities and bars. [~~Provided, however, that no such certifi-~~  
3 ~~cate shall apply, or be construed so as to apply, to the right of such~~  
4 ~~person to retain or to be eligible for public office.~~]

5 2. Notwithstanding any other provision of law, except subdivision five  
6 of section twenty-eight hundred six of the public health law or para-  
7 graph (b) of subdivision two of section eleven hundred ninety-three of  
8 the vehicle and traffic law, a conviction of a crime or of an offense  
9 specified in a certificate of [~~relief from disabilities~~] restoration  
10 shall not cause automatic forfeiture of any license, other than a  
11 license issued pursuant to section 400.00 of the penal law to a person  
12 convicted of a class A-I felony or a violent felony offense, as defined  
13 in subdivision one of section 70.02 of the penal law, permit, employ-  
14 ment, or franchise, including the right to register for or vote at an  
15 election, or automatic forfeiture of any other right or privilege, held  
16 by the eligible offender and covered by the certificate. Nor shall such  
17 conviction be deemed to be a conviction within the meaning of any  
18 provision of law that imposes, by reason of a conviction, a bar to any  
19 employment, a disability to exercise any right, or a disability to apply  
20 for or to receive any license, permit, or other authority or privilege  
21 covered by the certificate; provided, however, that a conviction for a  
22 second or subsequent violation of any subdivision of section eleven  
23 hundred ninety-two of the vehicle and traffic law committed within the  
24 preceding ten years shall impose a disability to apply for or receive an  
25 operator's license during the period provided in such law; and provided  
26 further, however, that a conviction for a class A-I felony or a violent  
27 felony offense, as defined in subdivision one of section 70.02 of the  
28 penal law, shall impose a disability to apply for or receive a license  
29 or permit issued pursuant to section 400.00 of the penal law.

30 3. A certificate of [~~relief from disabilities~~] restoration shall not,  
31 however, in any way prevent any judicial, administrative, licensing or  
32 other body, board or authority from relying upon the conviction speci-  
33 fied therein as the basis for the exercise of its discretionary power to  
34 suspend, revoke, refuse to issue or refuse to renew any license, permit  
35 or other authority or privilege.

36 § 3. Section 702 of the correction law, as amended by chapter 342 of  
37 the laws of 1972, the section heading as amended by chapter 931 of the  
38 laws of 1976, subdivision 1 as amended by chapter 488 of the laws of  
39 2011, subdivision 2 as amended by chapter 620 of the laws of 2024,  
40 subdivision 3 as amended by section 64 of part A of chapter 56 of the  
41 laws of 2010 and subdivisions 4 and 6 as amended by section 32 of  
42 subpart B of part C of chapter 62 of the laws of 2011, is amended to  
43 read as follows:

44 § 702. Certificates of [~~relief from disabilities~~] restoration issued  
45 by courts. 1. Any court of this state [~~may, in its discretion,~~] shall,  
46 absent a finding that issuance of such certificate will jeopardize  
47 public safety, issue a certificate of [~~relief from disabilities~~] resto-  
48 ration at the time of sentencing to an eligible offender for a  
49 conviction that occurred in such court, if the court [~~either (a) imposed~~  
50 ~~a revocable sentence or (b)~~] imposed a sentence other than one executed  
51 by commitment to an institution under the jurisdiction of the state  
52 department of corrections and community supervision. Such certificate  
53 [~~may be~~] issued [~~(i)~~] at the time sentence is pronounced[, ~~in which case~~  
54 ~~it~~] may grant relief from forfeitures, as well as from disabilities[, ~~or~~  
55 ~~(ii) at any time thereafter, in which case it shall apply only to disa-~~  
56 ~~bilities~~]. Where such court either imposes a revocable sentence or

1 imposes a sentence other than one executed by commitment to an institu-  
 2 tion under the jurisdiction of the state department of corrections and  
 3 community supervision, the court, upon application and in accordance  
 4 with subdivision two of this section, shall initially determine the  
 5 fitness of an eligible offender for such certificate prior to or at the  
 6 time sentence is pronounced. Where the court finds that issuance of the  
 7 certificate at sentencing will jeopardize public safety, such certif-  
 8 icate shall be issued as follows:

9 (a) for an offender who receives a revocable sentence, such offender  
 10 shall be issued such certificate after serving one year of such revoca-  
 11 ble sentence imposed by the court provided that such offender has not  
 12 been convicted of a new crime during that time and is not the subject of  
 13 an undisposed arrest. Such certificate shall apply only to disabilities.  
 14 In order to receive such a certificate, the eligible offender must apply  
 15 to the court in which they were sentenced.

16 (b) for an offender who receives a definite sentence of imprisonment,  
 17 such offender shall be issued such certificate one year after release  
 18 from incarceration provided that such offender has not been convicted of  
 19 a new crime during that time and is not the subject of an undisposed  
 20 arrest. Such certificate shall apply only to disabilities. In order to  
 21 receive such a certificate, the eligible offender must apply to the  
 22 court in which they were sentenced.

23 In calculating the one-year periods under paragraphs (a) and (b) of  
 24 this subdivision, any period of time during which the person was incar-  
 25 cerated for any reason between the time of conviction and the date on  
 26 which the eligible offender becomes eligible for a certificate shall be  
 27 excluded and such one-year period shall be extended by a period or peri-  
 28 ods equal to the time served under such incarceration.

29 2. [~~Such~~] The relief granted by such certificate shall [~~be issued by~~  
 30 ~~the court when the court is satisfied that,~~

31 ~~(a) The person to whom it is to be granted is an eligible offender, as~~  
 32 ~~defined in section seven hundred of this article,~~

33 ~~(b) The relief to be granted by the certificate is~~] be consistent with  
 34 the rehabilitation of the eligible offender[+] and

35 [~~(c) The relief to be granted by the certificate is~~] be consistent  
 36 with the public interest.

37 3. [~~Where a certificate of relief from disabilities is not issued at~~  
 38 ~~the time sentence is pronounced it shall only be issued thereafter upon~~  
 39 ~~verified application to the court. The court may, for the purpose of~~  
 40 ~~determining whether such certificate shall be issued, request its~~  
 41 ~~probation service to conduct an investigation of the applicant, or if~~  
 42 ~~the court has no probation service it may request the probation service~~  
 43 ~~of the county court for the county in which the court is located to~~  
 44 ~~conduct such investigation. Any probation officer requested to make an~~  
 45 ~~investigation pursuant to this section shall prepare and submit to the~~  
 46 ~~court a written report in accordance with such request.~~

47 4.] Where the court has imposed a revocable sentence and the certif-  
 48 icate of [~~relief from disabilities~~] restoration is issued prior to the  
 49 expiration or termination of the time which the court may revoke such  
 50 sentence, the certificate shall be deemed to be a temporary certificate  
 51 until such time as the court's authority to revoke the sentence has  
 52 expired or is terminated. While temporary, such certificate (a) may be  
 53 revoked by the court for violation of the conditions of the sentence,  
 54 and (b) shall be revoked by the court if it revokes the sentence and  
 55 commits the person to an institution under the jurisdiction of the state  
 56 department of corrections and community supervision. Any such revocation

1 shall be upon notice and after an opportunity to be heard. If the  
2 certificate is not so revoked, it shall become a permanent certificate  
3 upon expiration or termination of the court's authority to revoke the  
4 sentence.

5 ~~[5]~~ 4. Any court that has issued a certificate of ~~[relief from disa-~~  
6 ~~abilities]~~ restoration may at any time issue a new certificate to enlarge  
7 the relief previously granted, provided, however, that the provisions of  
8 subdivisions one through ~~[four]~~ three of this section shall apply to the  
9 issuance of any such new certificate.

10 ~~[6-]~~ 5. Any written report submitted to the court ~~[pursuant to]~~ for  
11 the purposes of this section is confidential and may not be made avail-  
12 able to any person or public or private agency except where specifically  
13 required or permitted by statute or upon specific authorization of the  
14 court. However, upon the court's receipt of such report, the court shall  
15 provide a copy of such report, or direct that such report be provided to  
16 the applicant's attorney, or the applicant ~~[himself]~~ themselves, if ~~[he or~~  
17 ~~she]~~ such applicant has no attorney. In its discretion, the court may  
18 except from disclosure a part or parts of the report which are not rele-  
19 vant to the granting of a certificate, or sources of information which  
20 have been obtained on a promise of confidentiality, or any other portion  
21 thereof, disclosure of which would not be in the interest of justice.  
22 The action of the court excepting information from disclosure shall be  
23 subject to appellate review. The court, in its discretion, may hold a  
24 conference in open court or in chambers to afford an applicant an oppor-  
25 tunity to controvert or to comment upon any portions of the report. The  
26 court may also conduct a summary hearing at the conference on any matter  
27 relevant to the granting of the application and may take testimony under  
28 oath.

29 § 4. Section 703 of the correction law, as amended by section 34 of  
30 subpart B of part C of chapter 62 of the laws of 2011, subdivision 3 as  
31 amended by chapter 620 of the laws of 2024, is amended to read as  
32 follows:

33 § 703. Certificates of ~~[relief from disabilities]~~ restoration issued  
34 by the department of corrections and community supervision. 1. The  
35 department of corrections and community supervision shall ~~[have the~~  
36 ~~power to]~~ issue a certificate of ~~[relief from disabilities]~~ restoration  
37 to:

38 (a) any eligible offender who has been committed to an institution  
39 under the jurisdiction of the state department of corrections and commu-  
40 nity supervision who successfully earned merit time or a certificate of  
41 earned eligibility during their period of incarceration. Such certif-  
42 icate ~~[may]~~ shall be issued by the department at the time the offender  
43 is released from such institution under the department's supervision ~~[or~~  
44 ~~otherwise or at any time thereafter]~~. If such eligible offender did not  
45 earn merit time or a certificate of earned eligibility, the board of  
46 parole shall issue such certificate at the time of such eligible  
47 offender's release to community supervision unless it is determined that  
48 the issuance of such certificate would jeopardize public safety. If such  
49 certificate is not issued upon such eligible offender's release to  
50 community supervision, such offender shall be issued a certificate by  
51 the board of parole after two years of unrevoked parole, conditional  
52 release or post-release supervision. Such individual shall apply to the  
53 board of parole in order to receive such certificate.

54 In calculating the two-year period under this paragraph, any period of  
55 time during which the person was incarcerated for any reason between the  
56 time of conviction and the date on which the eligible offender becomes

1 eligible for a certificate shall be excluded and such two-year period  
2 shall be extended by a period or periods equal to the time served under  
3 such incarceration;

4 (b) any eligible offender who resides within this state and whose  
5 judgment of conviction was rendered by a court in any other jurisdiction  
6 where such eligible offender applies for such certificate, is not incar-  
7 cerated at the time of the application and is not subject to an undis-  
8 posed arrest, unless the board of parole determines that the issuance of  
9 such certificate would jeopardize public safety. If a certificate of  
10 restoration is not issued at the time of the application, the board  
11 shall issue a certificate to such eligible offender one year after the  
12 date of the application where the judgment of conviction was for a  
13 misdemeanor and two years after the date of the application where the  
14 judgment of conviction was for a felony, provided that such offender has  
15 not been convicted of a new crime and is not the subject of an undis-  
16 posed arrest.

17 2. Where the department has issued a certificate of [~~relief from disa-~~  
18 ~~bilities~~] restoration, the department may at any time issue a new  
19 certificate enlarging the relief previously granted.

20 3. The relief granted by the department [~~shall issue~~] in a certificate  
21 of [~~relief from disabilities~~] restoration pursuant to [~~subdivisions~~]  
22 subdivision one or two of this section[~~, when the department is satis-~~  
23 ~~fied that:~~

24 [~~(a) The person to whom it is to be granted is an eligible offender, as~~  
25 ~~defined in section seven hundred of this article;~~

26 [~~(b) The relief to be granted by the certificate is~~] shall be consist-  
27 ent with the rehabilitation of the eligible offender[, ] and

28 [~~(c) The relief to be granted by the certificate is~~] be consistent  
29 with the public interest.

30 4. Any certificate of [~~relief from disabilities~~] restoration issued by  
31 the department to an eligible offender who at time of the issuance of  
32 the certificate is under the department's supervision, shall be deemed  
33 to be a temporary certificate until such time as the eligible offender  
34 is discharged from the department's supervision, and, while temporary,  
35 such certificate may be revoked by the department for violation of the  
36 conditions of community supervision. Revocation shall be upon notice to  
37 the releasee, who shall be accorded an opportunity to explain the  
38 violation prior to decision thereon. If the certificate is not so  
39 revoked, it shall become a permanent certificate upon expiration or  
40 termination of the department's jurisdiction over the individual.

41 5. In granting or revoking a certificate of [~~relief from disabilities~~]  
42 restoration the action of the department shall be deemed a judicial  
43 function and shall not be reviewable if done according to law.

44 6. For the purpose of determining whether such certificate shall be  
45 issued, the department may conduct an investigation of the applicant.

46 7. Presumption based on federal recommendation. Where a certificate of  
47 [~~relief from disabilities~~] restoration is sought pursuant to paragraph  
48 (b) of subdivision one of this section on a judgment of conviction  
49 rendered by a federal district court in this state and the department is  
50 in receipt of a written recommendation in favor of the issuance of such  
51 certificate from the chief probation officer of the district, the  
52 department shall issue the requested certificate, unless it finds that  
53 the requirements of [~~paragraphs (a), (b) and (c) of~~] subdivision three  
54 of this section have not been satisfied; or that the interests of  
55 justice would not be advanced by the issuance of the certificate.

56 § 5. Section 703-a of the correction law is REPEALED.

1 § 6. Section 703-b of the correction law is REPEALED.

2 § 7. Section 704 of the correction law, as added by chapter 654 of the  
3 laws of 1966, is amended to read as follows:

4 § 704. Effect of revocation; use of revoked certificate. 1. Where a  
5 certificate of [~~relief from disabilities~~] restoration is deemed to be  
6 temporary and such certificate is revoked, disabilities and forfeitures  
7 thereby relieved shall be reinstated as of the date upon which the  
8 person to whom the certificate was issued receives written notice of  
9 such revocation. Any such person shall upon receipt of such notice  
10 surrender the certificate to the issuing court or board.

11 2. A person who knowingly uses or attempts to use, a revoked certifi-  
12 cate of [~~relief from disabilities~~] restoration in order to obtain or to  
13 exercise any right or privilege that [~~he~~] such person would not be enti-  
14 tled to obtain or to exercise without a valid certificate shall be guilty  
15 ty of a misdemeanor.

16 3. Where a certificate of restoration has been revoked, the offender  
17 shall be eligible for a new certificate in accordance with sections  
18 seven hundred two and seven hundred three of this article as applicable.

19 § 8. Section 705 of the correction law, as amended by section 36 of  
20 subpart B of part C of chapter 62 of the laws of 2011, is amended to  
21 read as follows:

22 § 705. Forms and filing. 1. All applications, certificates and orders  
23 of revocation necessary for the purposes of this article shall be upon  
24 forms prescribed pursuant to agreement among the state commissioner of  
25 corrections and community supervision, the [~~chairman~~] chair of the state  
26 board of parole and the administrator of the state judicial conference.  
27 Such forms relating to certificates of [~~relief from disabilities~~] resto-  
28 ration shall be distributed by the office of probation and correctional  
29 alternatives and [~~forms relating to certificates of good conduct shall~~  
30 ~~be distributed~~] by the commissioner of the department of corrections and  
31 community supervision.

32 2. Any court or department issuing or revoking any certificate pursu-  
33 ant to this article shall immediately file a copy of the certificate, or  
34 of the order of revocation, with the New York state identification and  
35 intelligence system.

36 § 9. Subdivision 3 of section 175 of the executive law, as amended by  
37 section 2 of part LL of chapter 56 of the laws of 2010, is amended to  
38 read as follows:

39 3. Upon a showing by the attorney general in an application for an  
40 injunction that any person engaged in solicitation has been convicted in  
41 this state or elsewhere of a felony or of a misdemeanor involving the  
42 misappropriation, misapplication or misuse of the money or property of  
43 another, and who has not, subsequent to such conviction, received execu-  
44 tive pardon therefor or a certificate of [~~relief from disabilities or a~~  
45 ~~certificate of good conduct~~] restoration pursuant to article twenty-  
46 three of the correction law, the supreme court, after a hearing, may  
47 enjoin such person from engaging in any solicitation.

48 § 10. Paragraph (c) of subdivision 8 of section 283 of the tax law, as  
49 amended by section 24 of part LL of chapter 56 of the laws of 2010, is  
50 amended to read as follows:

51 (c) If a person convicted of a felony or crime deemed hereby to be a  
52 felony is subsequently pardoned by the governor of the state where such  
53 conviction was had, or by the president of the United States, or shall  
54 receive a certificate of [~~relief from disabilities or a certificate of~~  
55 ~~good conduct~~] restoration pursuant to article twenty-three of the  
56 correction law for the purpose of removing the disability under this

1 section because of such conviction, the tax commission may, in its  
2 discretion, on application of such person and compliance with subdivi-  
3 sion two of this section, and on the submission to it of satisfactory  
4 evidence of good moral character and suitability, again register such  
5 person as a distributor under this article.

6 § 11. Subdivision 2 of section 102 of the alcoholic beverage control  
7 law, as amended by section 1 of part 00 of chapter 56 of the laws of  
8 2010, the opening paragraph as amended by chapter 703 of the laws of  
9 2022 and paragraph (g) as separately amended by chapter 232 of the laws  
10 of 2010, is amended to read as follows:

11 2. No person holding any license hereunder, other than a license to  
12 sell an alcoholic beverage at retail for off-premises consumption or a  
13 license or special license to sell an alcoholic beverage at retail for  
14 consumption on the premises where such license authorizes the sale of  
15 liquor, beer and/or wine on the premises of a catering establishment,  
16 off-premises catering establishment, hotel, restaurant, club, or recre-  
17 ational facility, shall knowingly employ in connection with [~~his~~] their  
18 business in any capacity whatsoever, any person, who has been convicted  
19 of a felony, or any of the following offenses, who has not subsequent to  
20 such conviction received an executive pardon therefor removing any civil  
21 disabilities incurred thereby, a certificate of [~~relief from disabili-~~  
22 ~~ties or a certificate of good conduct~~] restoration pursuant to article  
23 twenty-three of the correction law, or other relief from disabilities  
24 provided by law, or the written approval of the state liquor authority  
25 permitting such employment, to wit:

26 (a) Illegally using, carrying or possessing a pistol or other danger-  
27 ous weapon;

28 (b) Making or possessing burglar's instruments;

29 (c) Buying or receiving or criminally possessing stolen property;

30 (d) Unlawful entry of a building;

31 (e) Aiding escape from prison;

32 (f) Unlawfully possessing or distributing habit forming narcotic  
33 drugs;

34 (g) Violating [~~subdivisions~~] subdivision six, ten or eleven of section  
35 seven hundred twenty-two of the former penal law as in force and effect  
36 immediately prior to September first, nineteen hundred sixty-seven, or  
37 violating [~~sections~~] section 165.25 or 165.30 of the penal law;

38 (h) Vagrancy or prostitution; or

39 (i) Ownership, operation, possession, custody or control of a still  
40 subsequent to July first, nineteen hundred fifty-four.

41 If, as hereinabove provided, the state liquor authority issues its  
42 written approval for the employment by a licensee, in a specified capac-  
43 ity, of a person previously convicted of a felony or any of the offenses  
44 above enumerated, such person, may, unless [~~he~~] such person is subse-  
45 quently convicted of a felony or any of such offenses, thereafter be  
46 employed in the same capacity by any other licensee without the further  
47 written approval of the authority unless the prior approval given by the  
48 authority is terminated.

49 The liquor authority may make such rules as it deems necessary to  
50 carry out the purpose and intent of this subdivision.

51 As used in this subdivision, "recreational facility" shall mean: (i)  
52 premises that are part of a facility the principal business of which  
53 shall be the providing of recreation in the form of golf, tennis, swim-  
54 ming, skiing or boating; and (ii) premises in which the principal busi-  
55 ness shall be the operation of a theatre, concert hall, opera house,  
56 bowling establishment, excursion and sightseeing vessel, or accommo-

1 dation of athletic events, sporting events, expositions and other simi-  
2 lar events or occasions requiring the accommodation of large gatherings  
3 of persons.

4 § 12. Paragraph (d) of subdivision 1 of section 110 of the alcoholic  
5 beverage control law, as amended by chapter 114 of the laws of 2000, is  
6 amended to read as follows:

7 (d) A statement that such applicant or the applicant's spouse has not  
8 been convicted of a crime addressed by the provisions of section one  
9 hundred twenty-six of this article which would forbid the applicant  
10 (including any officers, directors, shareholders or partners listed in  
11 the statement of identity under paragraph (a) of this subdivision or the  
12 spouse of such person) or the applicant's spouse to traffic in alcoholic  
13 beverages, a statement whether or not the applicant (including any offi-  
14 cers, directors, shareholders or partners listed in the statement of  
15 identity under paragraph (a) of this subdivision or the spouse of any  
16 such person) or the applicant's spouse is an official described in  
17 section one hundred twenty-eight of this article, and a description of  
18 any crime that the applicant (including any officers, directors, share-  
19 holders or partners listed under paragraph (a) of this subdivision or  
20 the spouse of any such person) or the applicant's spouse has been  
21 convicted of and whether such person has received a pardon, certificate  
22 of [~~good conduct or certificate of relief from disabilities~~]  
23 restoration; provided, however, that no person shall be denied any  
24 license solely on the grounds that such person is the spouse of a person  
25 otherwise disqualified from holding a license under this chapter.

26 § 13. Subdivisions 1, 1-a and 4 of section 126 of the alcoholic bever-  
27 age control law, subdivisions 1 and 1-a as amended by section 50 of  
28 subpart B of part C of chapter 62 of the laws of 2011 and subdivision 4  
29 as amended by chapter 669 of the laws of 2022, are amended to read as  
30 follows:

31 1. Except as provided in subdivision one-a of this section, a person  
32 who has been convicted of a felony or any of the misdemeanors mentioned  
33 in section eleven hundred forty-six of the former penal law as in force  
34 and effect immediately prior to September first, nineteen hundred  
35 sixty-seven, or of an offense defined in section 230.20 or 230.40 of the  
36 penal law, unless subsequent to such conviction such person shall have  
37 received an executive pardon therefor removing this disability, a  
38 certificate of [~~good conduct granted by the department of corrections  
39 and community supervision, or a certificate of relief from disabilities~~]  
40 restoration granted by the department of corrections and community  
41 supervision or a court of this state pursuant to the provisions of arti-  
42 cle twenty-three of the correction law to remove the disability under  
43 this section because of such conviction.

44 1-a. Notwithstanding the provision of subdivision one of this section,  
45 a corporation holding a license to traffic in alcoholic beverages shall  
46 not, upon conviction of a felony or any of the misdemeanors or offenses  
47 described in subdivision one of this section, be automatically forbidden  
48 to traffic in alcoholic beverages, but the application for a license by  
49 such a corporation shall be subject to denial, and the license of such a  
50 corporation shall be subject to revocation or suspension by the authori-  
51 ty pursuant to section one hundred eighteen of this [~~chapter~~] article,  
52 consistent with the provisions of article twenty-three-A of the  
53 correction law. For any felony conviction by a court other than a court  
54 of this state, the authority may request the department of corrections  
55 and community supervision to investigate and review the facts and  
56 circumstances concerning such a conviction, and such department shall,

1 if so requested, submit its findings to the authority as to whether the  
2 corporation has conducted itself in a manner such that discretionary  
3 review by the authority would not be inconsistent with the public inter-  
4 est. The department of corrections and community supervision may charge  
5 the licensee or applicant a fee equivalent to the expenses of an appro-  
6 priate investigation under this subdivision. For any conviction rendered  
7 by a court of this state, the authority may request the corporation, if  
8 the corporation is eligible for a certificate of [~~relief from disabili-~~  
9 ~~ties~~] restoration, to seek such a certificate [~~from the court which~~  
10 ~~rendered the conviction~~] in accordance with article twenty-three of the  
11 correction law and to submit such a certificate as part of the authori-  
12 ty's discretionary review process.

13 4. A copartnership or a corporation, unless each member of the part-  
14 nership, or each of the principal officers and directors of the corpo-  
15 ration, is a citizen of the United States or a noncitizen lawfully  
16 admitted for permanent residence in the United States, not less than  
17 twenty-one years of age, and has not been convicted of any felony or any  
18 of the misdemeanors, specified in section eleven hundred forty-six of  
19 the former penal law as in force and effect immediately prior to Septem-  
20 ber first, nineteen hundred sixty-seven, or of an offense defined in  
21 section 230.20 or 230.40 of the penal law, or if so convicted has  
22 received, subsequent to such conviction, an executive pardon therefor  
23 removing this disability a certificate of [~~good conduct granted by the~~  
24 ~~department of corrections and community supervision, or a certificate of~~  
25 ~~relief from disabilities~~] restoration granted by the department of  
26 corrections and community supervision or a court of this state pursuant  
27 to the provisions of article twenty-three of the correction law to  
28 remove the disability under this section because of such conviction;  
29 provided however that a corporation which otherwise conforms to the  
30 requirements of this section and chapter may be licensed if each of its  
31 principal officers and more than one-half of its directors are citizens  
32 of the United States or noncitizens lawfully admitted for permanent  
33 residence in the United States; and provided further that a corporation  
34 organized under the not-for-profit corporation law or the education law  
35 which otherwise conforms to the requirements of this section and chapter  
36 may be licensed if each of its principal officers and more than one-half  
37 of its directors are not less than twenty-one years of age and none of  
38 its directors are less than eighteen years of age; and provided further  
39 that a corporation organized under the not-for-profit corporation law or  
40 the education law and located on the premises of a college as defined by  
41 section two of the education law which otherwise conforms to the  
42 requirements of this section and chapter may be licensed if each of its  
43 principal officers and each of its directors are not less than eighteen  
44 years of age.

45 § 14. Subdivision 4 of section 96-z-3 of the agriculture and markets  
46 law, as amended by section 4 of part LL of chapter 56 of the laws of  
47 2010, is amended to read as follows:

48 (4) applicant, an officer, director, partner, or holder of ten per  
49 centum or more of the voting stock of an applicant has been convicted of  
50 a felony by a court of the United States or any state or territory ther-  
51 eof, without subsequent pardon by the governor or other appropriate  
52 authority of the state or jurisdiction in which such conviction  
53 occurred, or the receipt of a certificate of [~~relief from disabilities~~  
54 ~~or a certificate of good conduct~~] restoration pursuant to article twen-  
55 ty-three of the correction law,

1 § 15. Paragraph (d) of subdivision 4 of section 129 of the agriculture  
2 and markets law, as amended by section 5 of part LL of chapter 56 of the  
3 laws of 2010, is amended to read as follows:

4 (d) The applicant or registrant, or an officer, director, partner or  
5 holder of ten per centum or more of the voting stock of the applicant or  
6 registrant, has been convicted of a felony by a court of the United  
7 States or any state or territory thereof, without subsequent pardon by  
8 the governor or other appropriate authority of the state or jurisdiction  
9 in which such conviction occurred, or receipt of a certificate of  
10 [~~relief from disabilities or a certificate of good conduct~~] restoration  
11 pursuant to article twenty-three of the correction law;

12 § 16. Paragraph (c) of subdivision 2 of section 2897 of the public  
13 health law, as amended by section 21 of part LL of chapter 56 of the  
14 laws of 2010, is amended to read as follows:

15 (c) If a person convicted of a felony or crime deemed hereby to be a  
16 felony is subsequently pardoned by the governor of the state where such  
17 conviction was had, or by the president of the United States, or shall  
18 receive a certificate of [~~relief from disabilities or a certificate of~~  
19 ~~good conduct~~] restoration pursuant to article twenty-three of the  
20 correction law for the purpose of removing the disability under this  
21 section because of such conviction, the board may, in its discretion, on  
22 application of such person, and on the submission to it of satisfactory  
23 evidence, restore to such person the right to practice nursing home  
24 administration in this state.

25 § 17. Section 3454 of the public health law, as amended by section 22  
26 of part LL of chapter 56 of the laws of 2010, is amended to read as  
27 follows:

28 § 3454. Restoration of licenses after conviction of a felony. If a  
29 person convicted of a felony or crime deemed to be a felony is subse-  
30 quently pardoned by the governor of the state where such conviction was  
31 had or by the president of the United States, or shall receive a certifi-  
32 cate of [~~relief from disabilities or a certificate of good conduct~~]  
33 restoration pursuant to article twenty-three of the correction law to  
34 remove the disability under this section because of such conviction, the  
35 commissioner may, in [~~his~~] their discretion, on application of such  
36 person, and on the submission to [~~him~~] such commissioner of satisfactory  
37 evidence, restore to such person the right to practice in this state.

38 § 18. Paragraph (a) of subdivision 2 of section 3510 of the public  
39 health law, as added by chapter 175 of the laws of 2006, is amended to  
40 read as follows:

41 (a) No person convicted of a felony shall continue to hold a license  
42 to practice radiologic technology, unless [~~he or she~~] such person has  
43 been granted an executive pardon, a certificate of [~~relief from disabili-~~  
44 ~~ties or a certificate of good conduct~~] restoration for such felony and,  
45 the commissioner, in [~~his or her~~] their discretion, restores the license  
46 after determining that the individual does not pose a threat to patient  
47 health and safety.

48 § 19. Paragraph b of subdivision 5 of section 84-a of the town law, as  
49 amended by section 10 of part LL of chapter 56 of the laws of 2010, is  
50 amended to read as follows:

51 b. On the reverse side of such envelope shall be printed the following  
52 statement:

53 STATEMENT OF ABSENTEE VOTER

54 I do declare that I will have been a citizen of the United States for  
55 thirty days, and will be at least eighteen years of age, on the date of  
56 the special town election; that I will have been a resident of this

1 state and of the town shown on the reverse side of this envelope for  
 2 thirty days next preceding the said election; that I am or on such date  
 3 will be, a registered voter of said town; that I will be unable to  
 4 appear personally on the day of said special town election at the poll-  
 5 ing place of the election district in which I am or will be a qualified  
 6 voter because of the reason stated on my application heretofore submit-  
 7 ted; that I have not qualified, or do I intend to vote, elsewhere than  
 8 as set forth on the reverse side of this envelope; that I have not  
 9 received or offered, do not expect to receive, have not paid, offered or  
 10 promised to pay, contributed, offered or promised to contribute to  
 11 another to be paid or used, any money or other valuable thing, as a  
 12 compensation or reward for the giving or withholding of a vote at this  
 13 special town election, and have not made any promise to influence the  
 14 giving or withholding of any such votes; that I have not made or become  
 15 directly or indirectly interested in any bet or wager depending upon the  
 16 result of this special town election; and that I have not been convicted  
 17 of bribery or any infamous crime, or, if so convicted, that I have been  
 18 pardoned or restored to all the rights of a citizen, without restriction  
 19 as to the right of suffrage, or received a certificate of [~~relief from~~  
 20 ~~disabilities or a certificate of good conduct~~] restoration pursuant to  
 21 article twenty-three of the correction law removing my disability to  
 22 register and vote or my maximum sentence of imprisonment has expired.

23 I hereby declare that the foregoing is a true statement to the best of  
 24 my knowledge and belief, and I understand that if I make any material  
 25 false statement in the foregoing statement of absentee voter, I shall be  
 26 guilty of a misdemeanor.

27 Date..... Signature of Voter.....

28 § 20. Paragraph b of subdivision 5 of section 175-b of the town law,  
 29 as amended by section 11 of part LL of chapter 56 of the laws of 2010,  
 30 is amended to read as follows:

31 b. On the reverse side of such envelope shall be printed the follow-  
 32 ing statement:

33 STATEMENT OF ABSENTEE VOTER

34 I do declare that I will have been a citizen of the United States for  
 35 thirty days, and will be at least eighteen years of age, on the date of  
 36 the district election; that I will have been a resident of this state  
 37 and of the district if any, shown on the reverse side of this envelope  
 38 for thirty days next preceding the said election and that I am or on  
 39 such date will be, a registered voter of said district; that I will be  
 40 unable to appear personally on the day of said district election at the  
 41 polling place of the said district in which I am or will be a qualified  
 42 voter because of the reason stated on my application heretofore submit-  
 43 ted; that I have not qualified, or do I intend to vote, elsewhere than  
 44 as set forth on the reverse side of this envelope; that I have not  
 45 received or offered, do not expect to receive, have not paid, offered or  
 46 promised to pay, contributed, offered or promised to contribute to  
 47 another to be paid or used, any money or other valuable thing, as a  
 48 compensation or reward for the giving or withholding of a vote at this  
 49 district election, and have not made any promise to influence the giving  
 50 or withholding of any such votes; that I have not made or become direct-  
 51 ly or indirectly interested in any bet or wager depending upon the  
 52 result of this district election; and that I have not been convicted of  
 53 bribery or any infamous crime, or, if so convicted, that I have been  
 54 pardoned or restored to all the rights of a citizen, without restriction  
 55 as to the right of suffrage, or received a certificate of [~~relief from~~  
 56 ~~disabilities or a certificate of good conduct~~] restoration pursuant to

1 article twenty-three of the correction law removing my disability to  
2 register and vote or my maximum sentence of imprisonment has expired.

3 I hereby declare that the foregoing is a true statement to the best of  
4 my knowledge and belief, and I understand that if I make any material  
5 false statement in the foregoing statement of absentee voter, I shall be  
6 guilty of a misdemeanor.

7 Date.....Signature of Voter.....

8 § 21. Paragraph b of subdivision 5 of section 213-b of the town law,  
9 as amended by section 12 of part LL of chapter 56 of the laws of 2010,  
10 is amended to read as follows:

11 b. On the reverse side of such envelope shall be printed the follow-  
12 ing statement:

13 STATEMENT OF ABSENTEE VOTER

14 I do declare that I will have been a citizen of the United States for  
15 thirty days, and will be at least eighteen years of age, on the date of  
16 the district election; that I will have been a resident of this state  
17 and of the district if any, shown on the reverse side of this envelope  
18 for thirty days next preceding the said election and that I am or on  
19 such date will be, a registered voter of said district; that I will be  
20 unable to appear personally on the day of said district election at the  
21 polling place of the said district in which I am or will be a qualified  
22 voter because of the reason stated on my application heretofore submit-  
23 ted; that I have not qualified, or do I intend to vote, elsewhere than  
24 as set forth on the reverse side of this envelope; that I have not  
25 received or offered, do not expect to receive, have not paid, offered or  
26 promised to pay, contributed, offered or promised to contribute to  
27 another to be paid or used, any money or other valuable thing, as a  
28 compensation or reward for the giving or withholding of a vote at this  
29 district election, and have not made any promise to influence the giving  
30 or withholding of any such votes; that I have not made or become direct-  
31 ly or indirectly interested in any bet or wager depending upon the  
32 result of this district election; and that I have not been convicted of  
33 bribery or any infamous crime, or, if so convicted, that I have been  
34 pardoned or restored to all the rights of a citizen, without restriction  
35 as to the right of suffrage, or received a certificate of [~~relief from~~  
36 ~~disabilities or a certificate of good conduct~~] restoration pursuant to  
37 article twenty-three of the correction law removing my disability to  
38 register and vote or my maximum sentence of imprisonment has expired.

39 I hereby declare that the foregoing is a true statement to the best of  
40 my knowledge and belief, and I understand that if I make any material  
41 false statement in the foregoing statement of absentee voter, I shall be  
42 guilty of a misdemeanor.

43 Date..... Signature of Voter .....

44 § 22. Paragraph b of subdivision 5 of section 2018-a of the education  
45 law, as amended by section 8 of part LL of chapter 56 of the laws of  
46 2010, is amended to read as follows:

47 b. On the reverse side of such envelope shall be printed the following  
48 statement:

49 STATEMENT OF ABSENTEE VOTER

50 I do declare that I am a citizen of the United States, and will be at  
51 least eighteen years of age, on the date of the school district  
52 election; that I will have been a resident of this state and of the  
53 school district and school election district, if any, shown on the

1 reverse side of this envelope for thirty days next preceding the said  
 2 election and duly registered in the school district and school election  
 3 district, if any, shown on the reverse side of this envelope and that I  
 4 am or on such date will be, a qualified voter of said school district;  
 5 that I will be unable to appear personally on the day of said school  
 6 district election at the polling place of the said district in which I  
 7 am or will be a qualified voter because of the reason stated on my  
 8 application heretofore submitted; that I have not qualified, or do I  
 9 intend to vote, elsewhere than as set forth on the reverse side of this  
 10 envelope; that I have not received or offered, do not expect to receive,  
 11 have not paid, offered or promised to pay, contributed, offered or prom-  
 12 ised to contribute to another to be paid or used, any money or other  
 13 valuable thing, as a compensation or reward for the giving or withhold-  
 14 ing of a vote at this school district election, and have not made any  
 15 promise to influence the giving or withholding of any such votes; that I  
 16 have not made or become directly or indirectly interested in any bet or  
 17 wager depending upon the result of this school district election; and  
 18 that I have not been convicted of bribery or any infamous crime, or, if  
 19 so convicted, that I have been pardoned or restored to all the rights of  
 20 a citizen, without restriction as to the right of suffrage, or received  
 21 a certificate of [~~relief from disabilities or a certificate of good~~  
 22 ~~conduct~~] restoration pursuant to article twenty-three of the correction  
 23 law removing my disability to register and vote or my maximum sentence  
 24 of imprisonment has expired.

25 I hereby declare that the foregoing is a true statement to the best of  
 26 my knowledge and belief, and I understand that if I make any material  
 27 false statement in the foregoing statement of absentee voter, I shall be  
 28 guilty of a misdemeanor.

29 Date.....Signature of Voter .....

30 § 23. Paragraph b of subdivision 6 of section 2018-b of the education  
 31 law, as amended by section 9 of part LL of chapter 56 of the laws of  
 32 2010, is amended to read as follows:

33 b. On the reverse side of such envelope shall be printed the following  
 34 statement:

35 STATEMENT OF ABSENTEE VOTER

36 I do declare that I am a citizen of the United States, and will be at  
 37 least eighteen years of age on the date of the school district election;  
 38 that I will have been a resident of this state and of the school  
 39 district and school election district, if any, shown on the reverse side  
 40 of this envelope for thirty days next preceding the said election and  
 41 that I am or on such date will be, a qualified voter of said school  
 42 district; that I will be unable to appear personally on the day of said  
 43 school district election at the polling place of the said district in  
 44 which I am or will be a qualified voter because of the reason stated on  
 45 my application heretofore submitted; that I have not qualified, or do I  
 46 intend to vote, elsewhere than as set forth on the reverse side of this  
 47 envelope; that I have not received or offered, do not expect to receive,  
 48 have not paid, offered or promised to pay, contributed, offered or prom-  
 49 ised to contribute to another to be paid or used, any money or other  
 50 valuable thing, as a compensation or reward for the giving or withhold-  
 51 ing of a vote at this school district election, and have not made any  
 52 promise to influence the giving or withholding of any such votes; that I

1 have not made or become directly or indirectly interested in any bet or  
 2 wager depending upon the result of this school district election; and  
 3 that I have not been convicted of bribery or any infamous crime, or, if  
 4 so convicted, that I have been pardoned or restored to all the rights of  
 5 a citizen, without restriction as to the right of suffrage, or have  
 6 received a certificate of [~~relief from disabilities or a certificate of~~  
 7 ~~good conduct~~] restoration pursuant to article twenty-three of the  
 8 correction law removing my disability to vote or my maximum sentence of  
 9 imprisonment has expired.

10 I hereby declare that the foregoing is a true statement to the best of  
 11 my knowledge and belief, and I understand that if I make any material  
 12 false statement in the foregoing statement of absentee voter, I shall be  
 13 guilty of a misdemeanor.

14 Date.....Signature of Voter .....

15 § 24. Subdivision 2 of section 69-o of the general business law, as  
 16 amended by chapter 575 of the laws of 1993, is amended to read as  
 17 follows:

18 2. After the filing of an applicant's fingerprint cards, the secretary  
 19 of state shall forward such fingerprints to the division of criminal  
 20 justice services to be compared with the fingerprints on file with the  
 21 division of criminal justice services in order to ascertain whether the  
 22 applicant has been convicted of a felony involving fraud, bribery,  
 23 perjury or theft pursuant to article one hundred forty, one hundred  
 24 fifty-five, one hundred sixty, one hundred sixty-five, one hundred  
 25 seventy, one hundred seventy-five, one hundred seventy-six, one hundred  
 26 eighty, one hundred eighty-five, one hundred ninety, one hundred nine-  
 27 ty-five, two hundred or two hundred ten of the penal law; or has a crim-  
 28 inal action which has been pending for such a felony for under one year  
 29 without a final disposition unless adjourned in contemplation of  
 30 dismissal; provided, however, that for the purposes of this article,  
 31 none of the following shall be considered criminal convictions or  
 32 reported as such:

33 (a) A conviction which has been vacated and replaced by a youthful  
 34 offender finding pursuant to article seven hundred twenty of the crimi-  
 35 nal procedure law, or the applicable provisions of law of any other  
 36 jurisdiction; or

37 (b) A conviction the records of which have been expunged or sealed  
 38 pursuant to the applicable provisions of the laws of this state or of  
 39 any other jurisdiction; or

40 (c) A conviction for which [~~a certificate of relief from disabilities~~  
 41 ~~or~~] a certificate of [~~good conduct~~] restoration has been issued pursuant  
 42 to article twenty-three of the correction law.

43 The division of criminal justice services shall retain the fingerprint  
 44 cards and return the report of such convictions or pending cases, if  
 45 any, to the secretary of state who shall retain them in a confidential  
 46 file for no more than one year, after which time such report shall be  
 47 destroyed.

48 The secretary of state shall deny the application of any individual  
 49 convicted of a felony involving fraud, bribery, perjury or theft pursu-  
 50 ant to article one hundred forty, one hundred fifty-five, one hundred  
 51 sixty, one hundred sixty-five, one hundred seventy, one hundred seven-  
 52 ty-five, one hundred seventy-six, one hundred eighty, one hundred eight-  
 53 y-five, one hundred ninety, one hundred ninety-five, two hundred or two

1 hundred ten of the penal law; or has a criminal action which has been  
2 pending for such a felony for under one year without a final disposition  
3 unless adjourned in contemplation of dismissal; provided, however, that  
4 for the purposes of this article, none of the following shall be consid-  
5 ered criminal convictions or reported as such:

6 (i) A conviction which has been vacated and replaced by a youthful  
7 offender finding pursuant to article seven hundred twenty of the crimi-  
8 nal procedure law, or the applicable provisions of law of any other  
9 jurisdiction; or

10 (ii) A conviction the records of which have been expunged or sealed  
11 pursuant to the applicable provisions of the laws of this state or of  
12 any other jurisdiction; or

13 (iii) A conviction for which [~~a certificate of relief from disabili-~~  
14 ~~ties or~~] a certificate of [~~good conduct~~] restoration has been issued  
15 pursuant to article twenty-three of the correction law.

16 § 25. Subdivision 1 of section 81 of the general business law, as  
17 amended by section 14 of part LL of chapter 56 of the laws of 2010, is  
18 amended to read as follows:

19 1. The holder of any license certificate issued pursuant to this arti-  
20 cle may employ to assist [~~him~~] such license certificate holder in [~~his~~]  
21 their work of private detective or investigator or bail enforcement  
22 agent as described in section seventy-one of this article and in the  
23 conduct of such business as many persons as [~~he~~] they may deem neces-  
24 sary, and shall at all times during such employment be legally responsi-  
25 ble for the good conduct in the business of each and every person so  
26 employed.

27 No holder of any unexpired license certificate issued pursuant to this  
28 article shall knowingly employ in connection with [~~his~~] their or its  
29 business in any capacity whatsoever, any person who has been convicted  
30 of a felony or any of the offenses specified in subdivision two of  
31 section seventy-four of this article, and who has not subsequent to such  
32 conviction received executive pardon therefor removing this disability,  
33 or received a certificate of [~~relief from disabilities or a certificate~~  
34 ~~of good conduct~~] restoration pursuant to article twenty-three of the  
35 correction law to remove the disability under this section because of  
36 such a conviction, or any person whose private detective or investi-  
37 gator's license or bail enforcement agent's license was revoked or  
38 application for such license was denied by the department of state or by  
39 the authorities of any other state or territory because of conviction of  
40 any of such offenses. Should the holder of an unexpired license certifi-  
41 cate falsely state or represent that a person is or has been in [~~his~~]  
42 their employ, such false statement or misrepresentation shall be suffi-  
43 cient cause for the revocation of such license. Any person falsely stat-  
44 ing or representing that [~~he~~] such person is or has been a detective or  
45 employed by a detective agency or that [~~he~~] such person is or has been a  
46 bail enforcement agent or employed by a bail enforcement agency shall be  
47 guilty of a misdemeanor.

48 § 26. Paragraph 5 of subdivision a of section 265.20 of the penal law,  
49 as amended by chapter 235 of the laws of 2007, is amended to read as  
50 follows:

51 5. Possession of a rifle or shotgun by a person other than a person  
52 who has been convicted of a class A-I felony or a violent felony  
53 offense, as defined in subdivision one of section 70.02 of this chapter,  
54 who has been convicted as specified in subdivision four of section  
55 265.01 of this article to whom a certificate of [~~good conduct~~] restora-

1 tion has been issued [~~pursuant to section seven hundred three b of the~~  
2 ~~correction law~~].

3 § 27. Section 751 of the correction law, as amended by chapter 284 of  
4 the laws of 2007, is amended to read as follows:

5 § 751. Applicability. The provisions of this article shall apply to  
6 any application by any person for a license or employment at any public  
7 or private employer, who has previously been convicted of one or more  
8 criminal offenses in this state or in any other jurisdiction, and to any  
9 license or employment held by any person whose conviction of one or more  
10 criminal offenses in this state or in any other jurisdiction preceded  
11 such employment or granting of a license, except where a mandatory  
12 forfeiture, disability or bar to employment is imposed by law, and has  
13 not been removed by an executive pardon, certificate of [~~relief from~~  
14 ~~disabilities or certificate of good conduct~~] restoration. Nothing in  
15 this article shall be construed to affect any right an employer may have  
16 with respect to an intentional misrepresentation in connection with an  
17 application for employment made by a prospective employee or previously  
18 made by a current employee.

19 § 28. Subdivision 2 of section 753 of the correction law, as added by  
20 chapter 931 of the laws of 1976, is amended to read as follows:

21 2. In making a determination pursuant to section seven hundred fifty-  
22 two of this [~~chapter~~] article, the public agency or private employer  
23 shall also give consideration to a certificate of [~~relief from disabili-~~  
24 ~~ties or a certificate of good conduct~~] restoration issued to the appli-  
25 cant, which certificate shall create a presumption of rehabilitation in  
26 regard to the offense or offenses specified therein.

27 § 29. The closing paragraph of section 79-a of the civil rights law,  
28 as amended by chapter 687 of the laws of 1973, is amended to read as  
29 follows:

30 Nothing in this section shall be deemed to preclude the issuance of a  
31 certificate of [~~good conduct~~] restoration by the board of parole or  
32 sentencing court pursuant to law to a person who previously has been  
33 sentenced to imprisonment for life.

34 § 30. Paragraph (a) of subdivision 1 of section 20-438 of the adminis-  
35 trative code of the city of New York, as amended by local law 60 for the  
36 year 2023, is amended to read as follows:

37 (a) Issuance of licenses to conduct games of chance. If such depart-  
38 ment shall determine that the applicant is duly qualified to be licensed  
39 to conduct games of chance under this subchapter; that the members of  
40 the applicant designated in the application to conduct games of chance  
41 are bona fide active members of the applicant and are persons of good  
42 moral character and have never been convicted of a crime, or, if  
43 convicted, have received a pardon or a certificate of [~~good conduct~~]  
44 restoration; that such games are to be conducted in accordance with the  
45 provisions of this subchapter and in accordance with the rules and regu-  
46 lations of the board and that the proceeds thereof are to be disposed of  
47 as provided by this subchapter; and if such department is satisfied that  
48 no commission, salary, compensation, reward or recompense whatever will  
49 be paid or given to any person holding, operating or conducting or  
50 assisting in the holding, operation and conduct of any such games except  
51 as in this subchapter otherwise provided; and that except for raffles  
52 conducted during professional and collegiate sporting competitions at  
53 sports venues, which shall be subject to the limitations set forth in  
54 section 189 of the general municipal law, no prize will be given in  
55 excess of the sum or value of one hundred dollars in any single game and  
56 that the aggregate of all prizes given on one occasion, under said

1 license shall not exceed the sum or value of one thousand dollars, the  
2 department shall issue a license to the applicant for the conduct of  
3 games of chance upon payment of a license fee of twenty-five dollars for  
4 each license period.

5 § 31. Paragraph (a) of subdivision 5 of section 2806 of the public  
6 health law, as amended by section 20 of part LL of chapter 56 of the  
7 laws of 2010, is amended to read as follows:

8 (a) Except as provided in paragraphs (b) and (d) of this subdivision,  
9 anything contained in this section or in a certificate of [~~relief from~~  
10 ~~disabilities or a certificate of good conduct~~] restoration issued pursu-  
11 ant to article twenty-three of the correction law to the contrary  
12 notwithstanding, a hospital operating certificate of a hospital under  
13 control of a controlling person as defined in paragraph (a) of subdivi-  
14 sion twelve of section twenty-eight hundred one-a of this article, or  
15 under control of any other entity, shall be revoked upon a finding by  
16 the department that such controlling person or any individual, member of  
17 a partnership or shareholder of a corporation to whom or to which an  
18 operating certificate has been issued, has been convicted of a class A,  
19 B or C felony, or a felony related in any way to any activity or program  
20 subject to the regulations, supervision, or administration of the  
21 department or of the office of temporary and disability assistance or in  
22 violation of the public officers law in a court of competent jurisdic-  
23 tion in the state, or of a crime outside the state which, if committed  
24 within the state, would have been a class A, B or C felony or a felony  
25 related in any way to any activity or program subject to the regu-  
26 lations, supervision, or administration of the department or of the  
27 office of temporary and disability assistance or in violation of the  
28 public officers law.

29 § 32. Paragraph (a) of subdivision 1 and paragraph (a) of subdivision  
30 2 of section 509-c of the vehicle and traffic law, paragraph (a) of  
31 subdivision 1 as amended by section 25 and paragraph (a) of subdivision  
32 2 as amended by section 26 of part LL of chapter 56 of the laws of 2010,  
33 are amended to read as follows:

34 (a) permanently, if that person has been convicted of or forfeited  
35 bond or collateral which forfeiture order has not been vacated or the  
36 subject of an order of remission upon a violation of section 130.30,  
37 130.35, [~~130.45, 130.50,~~] 130.60, or 130.65 of the penal law, or an  
38 offense committed under a former section of the penal law which would  
39 constitute a violation of the aforesaid sections of the penal law or any  
40 offense committed outside of this state which would constitute a  
41 violation of the aforesaid sections of the penal law, provided, however,  
42 the provisions of this paragraph shall not apply to convictions, suspen-  
43 sions or revocations or forfeitures of bonds for collateral upon any of  
44 the charges listed in this paragraph for violations which occurred prior  
45 to September first, nineteen hundred seventy-four committed by a person  
46 employed as a bus driver on September first, nineteen hundred seventy-  
47 four. However, such disqualification may be waived provided that five  
48 years have expired since the applicant was discharged or released from a  
49 sentence of imprisonment imposed pursuant to conviction of an offense  
50 that requires disqualification under this paragraph and that the appli-  
51 cant shall have been granted a certificate of [~~relief from disabilities~~  
52 ~~or a certificate of good conduct~~] restoration pursuant to article twen-  
53 ty-three of the correction law.

54 (a) permanently, if that person has been convicted of or forfeited  
55 bond or collateral which forfeiture order has not been vacated or the  
56 subject of an order of remission upon a violation committed prior to

1 September fifteenth, nineteen hundred eighty-five, of section 130.30,  
2 130.35, [~~130.45, 130.50,~~] 130.60, or 130.65 of the penal law, or an  
3 offense committed under a former section of the penal law which would  
4 constitute a violation of the aforesaid sections of the penal law or any  
5 offense committed outside of this state which would constitute a  
6 violation of the aforesaid sections of the penal law. However, such  
7 disqualification may be waived provided that five years have expired  
8 since the applicant was discharged or released from a sentence of impri-  
9 sonment imposed pursuant to conviction of an offense that requires  
10 disqualification under this paragraph and that the applicant shall have  
11 been granted a certificate of [~~relief from disabilities or a certificate~~  
12 ~~of good conduct~~] restoration pursuant to article twenty-three of the  
13 correction law.

14 § 33. Paragraph (a) and subparagraph (i) of paragraph (b) of subdivi-  
15 sion 1 and paragraphs (a) and (b) and subparagraph (i) of paragraph (c)  
16 of subdivision 2 of section 509-cc of the vehicle and traffic law, as  
17 added by chapter 675 of the laws of 1985, subparagraphs (i), (ii) and  
18 (iii) of paragraph (a) and subparagraph (i) of paragraph (b) of subdivi-  
19 sion 1 as amended by section 27 and paragraphs (a) and (b) and subpara-  
20 graph (i) of paragraph (c) of subdivision 2 as amended by section 28 of  
21 part LL of chapter 56 of the laws of 2010, are amended to read as  
22 follows:

23 (a) permanently, if that person

24 (i) has been convicted of or forfeited bond or collateral which  
25 forfeiture order has not been vacated or the subject of an order of  
26 remission upon a violation committed prior to September fifteenth, nine-  
27 teen hundred eighty-five, of section 130.30, 130.35, [~~130.45, 130.50,~~  
28 130.60, or 130.65 of the penal law, or an offense committed under a  
29 former section of the penal law which would constitute a violation of  
30 the aforesaid sections of the penal law or any offense committed outside  
31 of this state which would constitute a violation of the aforesaid  
32 sections of the penal law, provided, however, the provisions of this  
33 subparagraph shall not apply to convictions, suspensions or revocations  
34 or forfeitures of bonds for collateral upon any of the charges listed in  
35 this subparagraph for violations which occurred prior to September  
36 first, nineteen hundred seventy-four committed by a person employed as a  
37 bus driver on September first, nineteen hundred seventy-four. However,  
38 such disqualification may be waived provided that five years have  
39 expired since the applicant was discharged or released from a sentence  
40 of imprisonment imposed pursuant to conviction of an offense that  
41 requires disqualification under this paragraph and that the applicant  
42 shall have been granted a certificate of [~~relief from disabilities or a~~  
43 ~~certificate of good conduct~~] restoration pursuant to article twenty-  
44 three of the correction law. When the certificate is issued by a court  
45 for a conviction which occurred in this state, it shall only be issued  
46 by the court having jurisdiction over such conviction. Such certificate  
47 shall specifically indicate that the authority granting such certificate  
48 has considered the bearing, if any, the criminal offense or offenses for  
49 which the person was convicted will have on the applicant's fitness or  
50 ability to operate a bus transporting school children to the applicant's  
51 prospective employment, prior to granting such a certificate; or

52 (ii) has been convicted of an offense listed in paragraph (a) of  
53 subdivision four of this section that was committed on or after Septem-  
54 ber fifteenth, nineteen hundred eighty-five. However, such disqualifica-  
55 tion may be waived by the commissioner provided that five years have  
56 expired since the applicant was discharged or released from a sentence

1 of imprisonment imposed pursuant to conviction of an offense that  
2 requires disqualification under this paragraph and that the applicant  
3 shall have been granted a certificate of [~~relief from disabilities or a~~  
4 ~~certificate of good conduct~~] restoration pursuant to article twenty-  
5 three of the correction law. When the certificate is issued by a court  
6 for a conviction which occurred in this state, it shall only be issued  
7 by the court having jurisdiction over such conviction. Such certificate  
8 shall specifically indicate that the authority granting such certificate  
9 has considered the bearing, if any, the criminal offense or offenses for  
10 which the person was convicted will have on the applicant's fitness or  
11 ability to operate a bus transporting school children, prior to granting  
12 such a certificate; or

13 (iii) has been convicted of an offense listed in paragraph (b) of  
14 subdivision four of this section that was committed on or after Septem-  
15 ber fifteenth, nineteen hundred eighty-five. However, such disqualifica-  
16 tion shall be waived provided that five years have expired since the  
17 applicant discharged or released from a sentence of imprisonment imposed  
18 pursuant to conviction of an offense that requires disqualification  
19 under this paragraph and that the applicant shall have been granted a  
20 certificate of [~~relief from disabilities or a certificate of good~~  
21 ~~conduct~~] restoration pursuant to article twenty-three of the correction  
22 law. When the certificate is issued by a court for a conviction which  
23 occurred in this state, it shall only be issued by the court having  
24 jurisdiction over such conviction. Such certificate shall specifically  
25 indicate that the authority granting such certificate has considered the  
26 bearing, if any, the criminal offense or offenses for which the person  
27 was convicted will have on the applicant's fitness or ability to operate  
28 a bus transporting school children, prior to granting such a certifi-  
29 cate. Provided, however, that at the discretion of the commissioner,  
30 the certificate of relief from disabilities may remove disqualification  
31 at any time; or

32 (i) has been convicted within the preceding five years of an offense  
33 listed in paragraph (c) of subdivision four of this section that was  
34 committed on or after September fifteenth, nineteen hundred eighty-five.  
35 However, such disqualification shall be waived provided that the appli-  
36 cant has been granted a certificate of [~~relief from disabilities or a~~  
37 ~~certificate of good conduct~~] restoration pursuant to article twenty-  
38 three of the correction law. When the certificate is issued by a court  
39 for a conviction which occurred in this state, it shall only be issued  
40 by the court having jurisdiction over such conviction. Such certificate  
41 shall specifically indicate that the authority granting such certificate  
42 has considered the bearing, if any, the criminal offense or offenses for  
43 which the person was convicted will have on the applicant's fitness or  
44 ability to operate a bus transporting school children, prior to granting  
45 such a certificate;

46 (a) permanently, if that person has been convicted of an offense list-  
47 ed in paragraph (a) of subdivision four of this section. However, such  
48 disqualification may be waived by the commissioner provided that five  
49 years have expired since the applicant was discharged or released from a  
50 sentence of imprisonment imposed pursuant to conviction of an offense  
51 that requires disqualification under this paragraph and that the appli-  
52 cant shall have been granted a certificate of [~~relief from disabilities~~  
53 ~~or a certificate of good conduct~~] restoration pursuant to article twen-  
54 ty-three of the correction law. When the certificate is issued by a  
55 court for a conviction which occurred in this state, it shall only be  
56 issued by the court having jurisdiction over such conviction. Such

1 certificate shall specifically indicate that the authority granting such  
2 certificate has considered the bearing, if any, the criminal offense or  
3 offenses for which the person was convicted will have on the applicant's  
4 fitness or ability to operate a bus transporting school children to the  
5 applicant's prospective employment, prior to granting such a certifi-  
6 cate.

7 (b) permanently, if that person has been convicted of an offense list-  
8 ed in paragraph (b) of subdivision four of this section. However, such  
9 disqualification shall be waived provided that five years have expired  
10 since the applicant was incarcerated pursuant to a sentence of imprison-  
11 ment imposed on conviction of an offense that requires disqualification  
12 under this paragraph and that the applicant shall have been granted a  
13 certificate of [~~relief from disabilities or a certificate of good~~  
14 ~~conduct~~] restoration pursuant to article twenty-three of the correction  
15 law. When the certificate is issued by a court for a conviction which  
16 occurred in this state, it shall only be issued by the court having  
17 jurisdiction over such conviction. Such certificate shall specifically  
18 indicate that the authority granting such certificate has considered the  
19 bearing, if any, the criminal offense or offenses for which the person  
20 was convicted will have on the applicant's fitness or ability to operate  
21 a bus transporting school children, prior to granting such a certifi-  
22 cate. Provided, however, that at the discretion of the commissioner the  
23 certificate of [~~relief from disabilities or a certificate of good~~  
24 ~~conduct~~] restoration pursuant to article twenty-three of the correction  
25 law may remove disqualification at any time.

26 (i) has been convicted within the preceding five years of an offense  
27 listed in paragraph (c) of subdivision four of this section. However,  
28 notwithstanding the provisions of subdivision three of section seven  
29 hundred one of the correction law [~~such~~], such disqualification shall  
30 be waived provided that the applicant has been granted a certificate of  
31 [~~relief from disabilities or a certificate of good conduct~~] restoration  
32 pursuant to article twenty-three of the correction law. When the certifi-  
33 cate is issued by a court for a conviction which occurred in this  
34 state, it shall only be issued by the court having jurisdiction over  
35 such conviction. Such certificate shall specifically indicate that the  
36 authority granting such certificate has considered the bearing, if any,  
37 the criminal offense or offenses for which the person was convicted will  
38 have on the applicant's fitness or ability to operate a bus transporting  
39 school children, prior to granting such a certificate.

40 § 34. Subparagraph (iii) of paragraph d of subdivision 6 of section  
41 510 of the vehicle and traffic law, as amended by section 29 of part LL  
42 of chapter 56 of the laws of 2010, is amended to read as follows:

43 (iii) after such documentation, if required, is accepted, that such  
44 person is granted a certificate of [~~relief from disabilities or a~~  
45 ~~certificate of good conduct~~] restoration pursuant to article twenty-  
46 three of the correction law by the court in which such person was last  
47 penalized.

48 § 35. Subparagraph (iii) of paragraph (c) of subdivision 2 of section  
49 510-a of the vehicle and traffic law, as amended by section 30 of part  
50 LL of chapter 56 of the laws of 2010, is amended to read as follows:

51 (iii) after such documentation, if required, is accepted, that such  
52 person is granted a certificate of [~~relief from disabilities or a~~  
53 ~~certificate of good conduct~~] restoration pursuant to article twenty-  
54 three of the correction law by the court in which such person was last  
55 penalized.

1 § 36. Subdivision 5 of section 530 of the vehicle and traffic law, as  
2 amended by section 31 of part LL of chapter 56 of the laws of 2010, is  
3 amended to read as follows:

4 (5) A restricted use license or privilege shall be valid for the oper-  
5 ation of any motor vehicle, except a vehicle for hire as a taxicab,  
6 livery, coach, limousine, van or wheelchair accessible van or tow truck  
7 as defined in this chapter subject to the conditions set forth herein,  
8 which the holder would otherwise be entitled to operate had [~~his~~] their  
9 drivers license or privilege not been suspended or revoked. Notwith-  
10 standing anything to the contrary in a certificate of [~~relief from disa-~~  
11 ~~bilities or a certificate of good conduct~~] restoration issued pursuant  
12 to article twenty-three of the correction law, a restricted use license  
13 shall not be valid for the operation of a commercial motor vehicle. A  
14 restricted use license shall not be valid for the operation of a vehicle  
15 for hire as a taxicab, livery, coach, limousine, van or wheelchair  
16 accessible van or tow truck where the holder thereof had [~~his or her~~]  
17 their drivers license suspended or revoked and (i) such suspension or  
18 revocation is mandatory pursuant to the provisions of subdivision two or  
19 two-a of section five hundred ten of this title; or (ii) any such  
20 suspension is permissive for habitual or persistent violations of this  
21 chapter or any local law relating to traffic as set forth in paragraph d  
22 or i of subdivision three of section five hundred ten of this title; or  
23 (iii) any such suspension is permissive and has been imposed by a magis-  
24 trate, justice or judge of any city, town or village, any supreme court  
25 justice, any county judge, or judge of a district court. Except for a  
26 commercial motor vehicle as defined in subdivision four of section five  
27 hundred one-a of this title, the restrictions on types of vehicles which  
28 may be operated with a restricted license contained in this subdivision  
29 shall not be applicable to a restricted license issued to a person whose  
30 license has been suspended pursuant to paragraph three of subdivision  
31 four-e of section five hundred ten of this title.

32 § 37. Item (ii) of clause (b) of subparagraph 12 of paragraph (b) of  
33 subdivision 2 of section 1193 of the vehicle and traffic law, as amended  
34 by section 32 of part LL of chapter 56 of the laws of 2010, is amended  
35 to read as follows:

36 (ii) that such person is granted a certificate of [~~relief from disa-~~  
37 ~~bilities or a certificate of good conduct~~] restoration pursuant to arti-  
38 cle twenty-three of the correction law.

39 Provided, however, that the commissioner may, on a case by case basis,  
40 refuse to restore a license which otherwise would be restored pursuant  
41 to this item, in the interest of the public safety and welfare.

42 § 38. Item (iii) of clause (e) of subparagraph 12 of paragraph (b) of  
43 subdivision 2 of section 1193 of the vehicle and traffic law, as amended  
44 by section 33 of part LL of chapter 56 of the laws of 2010, is amended  
45 to read as follows:

46 (iii) after such documentation is accepted, that such person is grant-  
47 ed a certificate of [~~relief from disabilities or a certificate of good~~  
48 ~~conduct~~] restoration pursuant to article twenty-three of the correction  
49 law.

50 § 39. Subparagraph 1 of paragraph (d) of subdivision 2 of section 1193  
51 of the vehicle and traffic law, as amended by section 34 of part LL of  
52 chapter 56 of the laws of 2010, is amended to read as follows:

53 (1) Notwithstanding anything to the contrary contained in a certif-  
54 icate of [~~relief from disabilities or a certificate of good conduct~~]  
55 restoration issued pursuant to article twenty-three of the correction  
56 law, where a suspension or revocation, other than a revocation required

1 to be issued by the commissioner, is mandatory pursuant to paragraph (a)  
2 or (b) of this subdivision, the magistrate, justice or judge shall issue  
3 an order suspending or revoking such license upon sentencing, and the  
4 license holder shall surrender such license to the court. Except as  
5 hereinafter provided, such suspension or revocation shall take effect  
6 immediately.

7 § 40. Item (iii) of clause a of subparagraph 3 of paragraph (e) of  
8 subdivision 2 of section 1193 of the vehicle and traffic law, as amended  
9 by section 35 of part LL of chapter 56 of the laws of 2010, is amended  
10 to read as follows:

11 (iii) after such documentation is accepted, that such person is grant-  
12 ed a certificate of [~~relief from disabilities or a certificate of good~~  
13 ~~conduct~~] restoration pursuant to article twenty-three of the correction  
14 law.

15 § 41. Item (iii) of clause c of subparagraph 1 of paragraph (d) of  
16 subdivision 2 of section 1194 of the vehicle and traffic law, as amended  
17 by section 37 of part LL of chapter 56 of the laws of 2010, is amended  
18 to read as follows:

19 (iii) after such documentation is accepted, that such person is grant-  
20 ed a certificate of [~~relief from disabilities or a certificate of good~~  
21 ~~conduct~~] restoration pursuant to article twenty-three of the correction  
22 law by the court in which such person was last penalized.

23 § 42. Paragraph (g) of subdivision 7 of section 1196 of the vehicle  
24 and traffic law, as amended by section 38 of part LL of chapter 56 of  
25 the laws of 2010, is amended to read as follows:

26 (g) Notwithstanding anything to the contrary contained in a certif-  
27 icate of [~~relief from disabilities or a certificate of good conduct~~]  
28 restoration issued pursuant to article twenty-three of the correction  
29 law, any conditional license or privilege issued to a person convicted  
30 of a violation of any subdivision of section eleven hundred ninety-two  
31 of this article shall not be valid for the operation of any commercial  
32 motor vehicle. In addition, no such conditional license or privilege  
33 shall be valid for the operation of a taxicab as defined in this chap-  
34 ter.

35 § 43. Whenever the term "certificate of good conduct" or "certificate  
36 of relief from disabilities" or any equivalent expression thereof is  
37 used in any provision of law, either such term shall be deemed to mean  
38 and refer to a certificate of restoration as established in this act.

39 § 44. Any certificate of relief from disabilities or certificate of  
40 good conduct issued prior to the effective date of this act shall be  
41 deemed the equivalent of a certificate of restoration and shall remain  
42 in full force and effect on and after the effective date of this act.  
43 Nothing in this act shall be read to invalidate a certificate of relief  
44 from disabilities or a certificate of good conduct issued prior to the  
45 effective date of this act.

46 § 45. This act shall take effect on the ninetieth day after it shall  
47 have become a law; provided, however, that if chapter 620 of the laws of  
48 2024 shall not have taken effect on or before such date then sections  
49 three and four of this act shall take effect on the same date and in the  
50 same manner as such chapter of the laws of 2024, takes effect; provided  
51 further, that the amendments to subdivision 5 of section 530 of the  
52 vehicle and traffic law made by section thirty-six of this act shall not  
53 affect the expiration of such subdivision and shall be deemed to expire  
54 therewith.