STATE OF NEW YORK

7902

2025-2026 Regular Sessions

IN SENATE

May 13, 2025

Introduced by Sen. JACKSON -- read twice and ordered printed, and when printed to be committed to the Committee on Consumer Protection

AN ACT to amend the general business law and the vehicle and traffic law, in relation to used automotive parts

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

Section 1. The general business law is amended by adding a new article 11-D to read as follows:

ARTICLE 11-D

USED AUTOMOTIVE PARTS

Section 199-q. Definitions.

199-q-1. Used automotive parts.

199-q-2. Private sales.

199-q-3. Exemptions.

§ 199-q. Definitions. As used in this article, the following terms shall have the following meanings:

1. "Motor vehicle repair shop" shall have the same meaning as such term is defined in section three hundred ninety-eight-b of the vehicle and traffic law.

2. "Vehicle dismantler" shall have the same meaning as such term is defined in section four hundred fifteen-a of the vehicle and traffic law.

3. "Used automotive part" shall mean a part of a motor vehicle that was previously installed on a motor vehicle and then removed.

§ 199-q-1. Used automotive parts. 1. Any person, business, or entity engaged in the sale, installation, or use of used automotive parts, including but not limited to motor vehicle repair shops and vehicle dismantlers, shall maintain for no less than two years and, upon request, make available for inspection by regulatory or law enforcement agencies:

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

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(a) Verifiable documentation proving the lawful acquisition of such parts;

(b) A record of transactions, including seller information, purchase invoices, and serial or identifying numbers where applicable; and

(c) Proof that reasonable due diligence was conducted to verify the legitimacy of the parts prior to resale, installation, or use in repairs.

2. A person, business, or entity covered by the provisions of subdivision one of this section that fails to provide sufficient documentation to verify the lawful origin of used automotive parts shall be presumed to have knowingly engaged in the possession, sale, or use of stolen property.

3. Failure to comply with the provisions of this section shall be subject to the following penalties:

(a) A person who violates the provisions of this section shall be guilty of a misdemeanor and, upon conviction, shall be punishable by imprisonment of not more than one year, or by a fine of not more than one thousand dollars or by both such fine and imprisonment.

(b) A business or entity who violates the provisions of this section shall be subject to a fine of not more than five thousand dollars and a suspension of any applicable licenses.

4. The attorney general shall oversee compliance and prosecute violations of this section.

§ 199-q-2. Private sales. 1. Any individual who is not covered by the provisions of section one hundred ninety-nine-p-one of this article who sells a used automotive part shall provide:

(a) if a resident of the state, their driver's license number and date of birth; or

(b) if not a resident of the state, a copy of their current driver's license and a valid phone number.

2. A purchaser of a used automotive part pursuant to the provisions of this section shall maintain for no less than two years and, upon request, make available for inspection by regulatory or law enforcement agencies the information provided by a seller of a used automotive part pursuant to subdivision one of this section.

3. A person, business, or entity found to be in violation of the provisions of this section shall be subject to a fine of up to five thousand dollars per transaction.

4. The attorney general shall oversee compliance and enforcement for transactions covered by the provisions of this section.

§ 199-q-3. Exemptions. A franchised motor vehicle dealer, as defined in section four hundred sixty-two of the vehicle and traffic law, shall be exempt from the provisions of this article as it relates to motor vehicles sold under the brands they are franchised to represent.

§ 2. Section 398-d of the vehicle and traffic law is amended by adding a new subdivision 3-a to read as follows:

3-a. The records required to be maintained pursuant to article eleven-C of the general business law shall be included in the requirements of subdivision three of this section. Every motor vehicle repair shop shall provide their registration number when engaging in a transaction involving used automotive parts, as defined in section one hundred ninety-nine-q of the general business law.

§ 3. Section 415-a of the vehicle and traffic law is amended by adding a new subdivision 16 to read as follows:

16. Verification of used automotive parts. (a) Every person, business, or entity registered pursuant to the provisions of this section shall

affirmatively verify the legal origin of every used automotive part received, as defined in section one hundred ninety-nine-q of the general business law.

(b) Every person, business, or entity registered pursuant to the provisions of this section shall provide accompanying documentation of the verification made pursuant to paragraph (a) of this subdivision with the sale or transfer of a used automotive part.

§ 4. This act shall take effect on the ninetieth day after it shall have become a law.