

# STATE OF NEW YORK

7465

2025-2026 Regular Sessions

## IN SENATE

April 17, 2025

Introduced by Sen. HOYLMAN-SIGAL -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, the education law, the general business law, the insurance law, the military law, the penal law, the public authorities law, the public officers law, the state finance law, and the transportation law, in relation to replacing the word accident with the word crash

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

1 Section 1. Section 105-a of the vehicle and traffic law, as added by  
2 chapter 303 of the laws of 2014, is amended to read as follows:

3 § 105-a. Car carrier. A truck that is designed to carry one to three  
4 motor vehicles on a flat platform that slides or tilts to the ground to  
5 facilitate loading and unloading of such motor vehicles and to tow an  
6 additional motor vehicle behind it by the use of a wheel lift. For the  
7 purposes of this chapter, whenever such car carrier tows or carries a  
8 disabled, illegally parked or abandoned motor vehicle or a motor vehicle  
9 involved in [~~an accident~~] a crash, such car carrier shall be deemed to  
10 be a tow truck and shall comply with all provisions of this chapter, and  
11 any other law, ordinance, order, rule and regulation, applicable to tow  
12 trucks.

13 § 2. Section 107-b of the vehicle and traffic law, as added by chapter  
14 552 of the laws of 1994, is amended to read as follows:

15 § 107-b. Commercial towing. The moving or removing of disabled, ille-  
16 gally parked, or abandoned motor vehicles or motor vehicles involved in  
17 [~~accidents~~] crashes, by another motor vehicle, for which there is direct  
18 or indirect compensation. Commercial towing shall also include towing by  
19 a person, firm, corporation, or other entity pursuant to a contract or  
20 other agreement with a political subdivision.

21 § 3. Section 114-b of the vehicle and traffic law, as amended by chap-  
22 ter 496 of the laws of 2021, is amended to read as follows:

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

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1 § 114-b. Emergency operation. The operation, or parking, of an author-  
2 ized emergency vehicle, when such vehicle is engaged in transporting a  
3 sick or injured person, transporting prisoners, delivering blood or  
4 blood products in a situation involving an imminent health risk, trans-  
5 porting human organs and/or medical personnel for the purpose of organ  
6 recovery or transplantation in a situation involving an imminent health  
7 risk where undue delay would jeopardize such recovery or transplanta-  
8 tion, pursuing an actual or suspected violator of the law, or responding  
9 to, or working or assisting at the scene of [~~an accident~~] a crash,  
10 disaster, police call, alarm of fire, actual or potential release of  
11 hazardous materials or other emergency. Emergency operation shall not  
12 include returning from such service.

13 § 4. Section 148-b of the vehicle and traffic law, as added by chapter  
14 552 of the laws of 1994, is amended to read as follows:

15 § 148-b. Tow truck. A motor vehicle that tows or carries a disabled,  
16 illegally parked or abandoned motor vehicle or a motor vehicle involved  
17 in [~~an accident~~] a crash.

18 § 5. Subparagraph (i) of paragraph (i) of subdivision 1 of section 201  
19 of the vehicle and traffic law, as amended by section 2 of part E of  
20 chapter 60 of the laws of 2005, is amended to read as follows:

21 (i) any [~~accident~~] crash reports filed with the commissioner,  
22 conviction certificates, police reports, complaints, satisfied judgment  
23 records, closed suspension and revocation orders, hearing records, other  
24 than audio tape recordings of hearings, significant correspondence  
25 relating to any of the same, and any other record on file after remain-  
26 ing on file for four years except that if the commissioner shall  
27 receive, during the last year of such period of four years, written  
28 notice to retain one or more of such papers or documents, the same shall  
29 be retained for another four years in addition to said period of four  
30 years. The provisions of this paragraph shall not apply to certificates  
31 of conviction filed with respect to convictions which affect sentencing  
32 or administrative action required by law beyond such four year period.  
33 Such certificates may be destroyed after they have no legal effect on  
34 sentencing or administrative action;

35 § 6. Subdivision 6 of section 201 of the vehicle and traffic law, as  
36 amended by chapter 432 of the laws of 1997, is amended to read as  
37 follows:

38 6. Whenever any document referred to in subdivision one of this  
39 section is filed with this department when it is not required to be  
40 filed and is used by this department for no other purposes, other than  
41 for statistics or research, the document shall not be a public record.  
42 Provided, however, that [~~an accident~~] a crash report filed with this  
43 department when it is not required to be filed shall not be a public  
44 record except as follows: for use by the state or any political subdi-  
45 vision thereof for no other purposes other than for statistics or  
46 research relating to highway safety; for any lawful purpose by a person  
47 to whom such report pertains or named in such report, or [~~his or her~~]  
48 the person's authorized representative; and, for use by any other  
49 person, or [~~his or her~~] the person's authorized representative, who has  
50 demonstrated to the satisfaction of the commissioner that such person is  
51 or may be a party to a civil action arising out of the conduct described  
52 in such [~~accident~~] crash report.

53 § 7. Subdivision 3 of section 202 of the vehicle and traffic law, as  
54 amended by chapter 169 of the laws of 1994, is amended to read as  
55 follows:

1 3. Fees for copies of documents. The fees for copies of documents,  
2 other than [~~accident~~] crash reports, shall be one dollar per page. A  
3 page shall consist of either a single or double side of any document.  
4 The fee for a copy of [~~an accident~~] a crash report shall be fifteen  
5 dollars. All copies of documents shall be certified at no additional  
6 fee. Whenever search of records of the department is required in  
7 conjunction with a request for a copy of a document, the fee for such  
8 search shall be the fee provided in paragraph (a) of subdivision two of  
9 this section. The result of such search will be the locating of the  
10 document to be copied, or if no document can be located, a certification  
11 to that effect will be the result of the search.

12 § 8. Subdivision 1 of section 220 of the vehicle and traffic law, as  
13 added by chapter 574 of the laws of 1969, is amended to read as follows:

14 (1) Notwithstanding any other provision of this chapter or other law,  
15 whether general, special or local, the commissioner may permit the  
16 installation and use of any item of equipment which [~~he~~] the commission-  
17 er, in [~~his~~] the commissioner's discretion, determines will either  
18 reduce [~~accidents~~] crashes, injuries and fatalities, or otherwise  
19 contribute to highway safety.

20 § 9. Paragraph a of subdivision 4 of section 250 of the vehicle and  
21 traffic law, as amended by chapter 305 of the laws of 1995, is amended  
22 to read as follows:

23 a. The provisions of this chapter relative to the registration of  
24 motor vehicles, motorcycles and trailers and the display of registration  
25 numbers shall not apply to a motor vehicle, motorcycle or trailer owned  
26 by a non-resident of the state who is a seasonal farm laborer, for a  
27 period extending from the first day of April to and including the thir-  
28 tieth day of November in each year, provided that the owner thereof  
29 shall have complied with the provisions of the law of the foreign coun-  
30 try, state, territory or federal district of [~~his~~] the owner's residence  
31 relative to registration of such motor vehicle, motorcycle or trailer,  
32 as the case may be, and the display of registration numbers thereof, and  
33 provided further that the owner thereof shall furnish proof to the  
34 commissioner that such owner has in effect with respect to such motor  
35 vehicle an automobile liability policy issued by an insurance company  
36 authorized to do business in this state or by an unauthorized insurer  
37 authorized to transact business in the jurisdiction of [~~his~~] the owner's  
38 residence in at least the amount of twenty-five thousand dollars because  
39 of bodily injury to or fifty thousand dollars because of death of one  
40 person in any one [~~accident~~] crash and, subject to said limit for one  
41 person, in at least the amount of fifty thousand dollars because of  
42 bodily injury to or one hundred thousand dollars because of death of two  
43 or more persons in any [~~accident~~] crash, and in at least the amount of  
44 ten thousand dollars because of injury to or destruction of property of  
45 others in any one [~~accident~~] crash.

46 § 10. Subdivision 1 of section 253 of the vehicle and traffic law, as  
47 amended by chapter 216 of the laws of 1992, is amended to read as  
48 follows:

49 1. The use or operation by a non-resident of a vehicle in this state,  
50 or the use or operation in this state of a vehicle in the business of a  
51 non-resident, or the use or operation in this state of a vehicle owned  
52 by a non-resident if so used or operated with [~~his~~] the non-resident's  
53 permission, express or implied, shall be deemed equivalent to an  
54 appointment by such non-resident of the secretary of state to be [~~his~~]  
55 the non-resident's true and lawful attorney upon whom may be served the  
56 summons in any action against [~~him~~] the non-resident, growing out of any

1 [~~accident~~] crash or collision in which such non-resident may be involved  
2 while using or operating such vehicle in this state or in which such  
3 vehicle may be involved while being used or operated in this state in  
4 the business of such non-resident or with the permission, express or  
5 implied, of such non-resident owner; and such use or operation shall be  
6 deemed a signification of [~~his~~] the non-resident agreement that any such  
7 summons against [~~him~~] the non-resident which is so served shall be of  
8 the same legal force and validity as if served on [~~him~~] non-resident  
9 personally within the state and within the territorial jurisdiction of  
10 the court from which the summons issues, and that such appointment of  
11 the secretary of state shall be irrevocable and binding upon [~~his~~] the  
12 non-resident's executor or administrator. Where such non-resident has  
13 died prior to the commencement of an action brought pursuant to this  
14 section, service of process shall be made on the executor or administra-  
15 tor of such non-resident in the same manner and on the same notice as is  
16 provided in the case of the non-resident [~~himself~~]. Where an action has  
17 been duly commenced under the provisions of this section against a non-  
18 resident who dies thereafter, the court must allow the action to be  
19 continued against [~~his~~] the executor or administrator upon motion with  
20 such notice as the court deems proper.

21 § 11. Section 254 of the vehicle and traffic law, as amended by chap-  
22 ter 418 of the laws of 1964, is amended to read as follows:

23 § 254. Service of summons on residents who depart from state and on  
24 residents' executors or administrators who are nonresidents or who  
25 depart from state. The provisions of section two hundred fifty-three of  
26 this chapter shall also apply (a) to a resident who departs from the  
27 state subsequent to the [~~accident~~] crash or collision and remains absent  
28 therefrom for thirty days continuously, whether such absence is intended  
29 to be temporary or permanent, and to any executor or administrator of  
30 such resident, and (b) to an executor or administrator of a resident if  
31 such executor or administrator is a nonresident or if, being a resident,  
32 [~~he~~] such executor or administrator departs from the state and remains  
33 absent therefrom for thirty days continuously, whether such absence is  
34 intended to be temporary or permanent.

35 § 12. Section 301-a of the vehicle and traffic law, as added by chap-  
36 ter 634 of the laws of 1973, and subdivision 1 as amended by chapter 608  
37 of the laws of 1993, is amended to read as follows:

38 § 301-a. Re-inspection of motor vehicles involved in certain [~~acci-~~  
39 ~~dents~~] crashes. 1. The commissioner may require that a motor vehicle  
40 registered in this state or elsewhere which is required to be inspected,  
41 be re-inspected after it is involved in a property damage [~~accident~~]  
42 crash which is required to be reported to the motor vehicle department.  
43 Such re-inspection shall be made within sixty days of the date of the  
44 [~~accident~~] crash if the motor vehicle is driven away from the [~~accident~~]  
45 crash site. Such re-inspection shall be made before the vehicle is oper-  
46 ated on the public highways if the motor vehicle is towed or transported  
47 from the [~~accident~~] crash site, except that a motor vehicle may be driv-  
48 en from a repair shop to an inspection station for the purpose of being  
49 re-inspected.

50 2. The owner of a car so damaged shall be required to submit to the  
51 department within the same time limit as provided in subdivision one of  
52 this section satisfactory proof of re-inspection pursuant to rules and  
53 regulations to be promulgated by the commissioner.

54 3. Failure to submit such proof of re-inspection as herein provided  
55 shall constitute ground for suspension or revocation of [~~his~~] the  
56 owner's privileges of operating a motor vehicle in this state and of the

1 operation within this state of any motor vehicle owned by [~~him~~] the  
2 owner.

3 § 13. Subdivision 2 of section 310 of the vehicle and traffic law is  
4 amended to read as follows:

5 (2) Declaration of purpose. The legislature is concerned over the  
6 rising toll of motor vehicle [~~accidents~~] crashes and the suffering and  
7 loss thereby inflicted. The legislature determines that it is a matter  
8 of grave concern that motorists shall be financially able to respond in  
9 damages for their negligent acts, so that innocent victims of motor  
10 vehicle [~~accidents~~] crashes may be recompensed for the injury and finan-  
11 cial loss inflicted upon them. The legislature finds and declares that  
12 the public interest can best be served in satisfying the insurance  
13 requirements of this article by private enterprise operating in a  
14 competitive market to provide proof of financial security through the  
15 methods prescribed herein.

16 § 14. Paragraph (a) of subdivision 4 of section 311 of the vehicle and  
17 traffic law, as amended by chapter 305 of the laws of 1995, is amended  
18 to read as follows:

19 (a) Affording coverage as defined in the minimum provisions prescribed  
20 in a regulation which shall be promulgated by the superintendent at  
21 least ninety days prior to effective date of this act. The superinten-  
22 dent before promulgating such regulations or any amendment thereof,  
23 shall consult with all insurers licensed to write automobile liability  
24 insurance in this state and shall not prescribe minimum provisions which  
25 fail to reflect the provisions of automobile liability insurance poli-  
26 cies, other than motor vehicle liability policies as defined in section  
27 three hundred forty-five of this chapter, issued within this state at  
28 the date of such regulation or amendment thereof. Nothing contained in  
29 such regulation or in this article shall prohibit any insurer from  
30 affording coverage under an owner's policy of liability insurance more  
31 liberal than that required by said minimum provisions. Every such  
32 owner's policy of liability insurance shall provide insurance subject to  
33 said regulation against loss from the liability imposed by law for  
34 damages, including damages for care and loss of services, because of  
35 bodily injury to or death of any person and injury to or destruction of  
36 property arising out of the ownership, maintenance, use, or operation of  
37 a specific motor vehicle or motor vehicles within the state of New York,  
38 or elsewhere in the United States in North America or the Dominion of  
39 Canada, subject to a limit, exclusive of interest and costs, with  
40 respect to each such motor vehicle except a tow truck, of twenty-five  
41 thousand dollars because of bodily injuries to and fifty thousand  
42 dollars because of death of one person in any one [~~accident~~] crash and,  
43 subject to said limit for one person, to a limit of fifty thousand  
44 dollars because of bodily injury to and one hundred thousand dollars  
45 because of death of two or more persons in any one [~~accident~~] crash, and  
46 to a limit of ten thousand dollars because of injury to or destruction  
47 of property of others in any one [~~accident~~] crash provided, however,  
48 that such policy need not be for a period coterminous with the registra-  
49 tion period of the vehicle insured. The limit, exclusive of interest and  
50 costs, with respect to a tow truck shall be a combined single limit of  
51 at least three hundred thousand dollars because of bodily injury or  
52 death to one or more persons or because of injury or destruction of  
53 property of others in any one [~~accident~~] crash, and to a limit of twen-  
54 ty-five thousand dollars because of damage to a vehicle in the care,  
55 custody and control of the insured. Any insurer authorized to issue an  
56 owner's policy of liability insurance as provided for in this article

1 may, pending the issue of such a policy, make an agreement, to be known  
2 as a binder, or may, in lieu of such a policy, issue a renewal endorse-  
3 ment or evidence of renewal of an existing policy; each of which shall  
4 be construed to provide indemnity or protection in like manner and to  
5 the same extent as such a policy. The provisions of this article shall  
6 apply to such binders, renewal endorsements or evidences of renewal.  
7 Every such policy issued insuring private passenger vehicles and every  
8 renewal policy, renewal endorsement, or other evidence of renewal issued  
9 shall have attached thereto a rating information form which clearly  
10 specifies and defines the rating classification assigned thereto,  
11 including any applicable merit rating plan; and

12 § 15. Subdivision 1 of section 315 of the vehicle and traffic law is  
13 amended to read as follows:

14 1. The commissioner, upon the surrender of the registration and number  
15 plates for a motor vehicle for which a financial security bond or depos-  
16 it was accepted by the commissioner, shall permit the cancellation of  
17 any such bond or shall direct that any such deposit be returned by the  
18 commissioner of taxation and finance. The commissioner shall not release  
19 such bond or deposit in the event any action for damages upon a liabil-  
20 ity referred to in this article is then pending or any judgment upon any  
21 such liability then outstanding and unsatisfied, or in the event the  
22 commissioner has received notice that such person has within the period  
23 of three months immediately preceding been involved as a driver in any  
24 motor vehicle [~~accident~~] crash. An affidavit of the applicant of non-  
25 existence of such facts shall be sufficient evidence thereof in the  
26 absence of evidence to the contrary in the records of the bureau.

27 § 16. Section 316 of the vehicle and traffic law, the third undesign-  
28 ated paragraph as amended by chapter 511 of the laws of 1999, and the  
29 fourth undesignated paragraph as added by chapter 316 of the laws of  
30 1972, is amended to read as follows:

31 § 316. Self-insurers. The commissioner, in [~~his~~] the commissioner's  
32 discretion, may upon the application of a person having registered in  
33 [~~his~~] such person's name in this state more than twenty-five motor vehi-  
34 cles, issue a certificate of self-insurance when [~~he~~] the commissioner  
35 is reasonably satisfied that such person is possessed and will continue  
36 to be possessed of financial ability to respond to judgments obtained  
37 against such person, arising out of the ownership, maintenance, use or  
38 operation of any such person's motor vehicles. Upon due notice and hear-  
39 ing, the commissioner may, in [~~his~~] the commissioner's discretion and  
40 upon reasonable grounds, cancel a certificate of self-insurance.

41 As a condition to the issuance of a certificate of self-insurance, the  
42 registrant shall pay annually in addition to any other fee prescribed by  
43 this chapter, a fee of one dollar and fifty cents for each motor vehicle  
44 registered in [~~his~~] the registrant's name and the aggregate amount of  
45 such fees shall be applied in reduction of the assessment levied pursu-  
46 ant to section three hundred seventeen of this article.

47 As a further condition to the issuance of a certificate of self-insu-  
48 rance, the registrant shall pay annually in addition to any other fee  
49 prescribed by this chapter, an amount per vehicle to be determined by  
50 the Motor Vehicle [~~Accident~~] Crash Indemnification Corporation pursuant  
51 to section five thousand two hundred seven of the insurance law for each  
52 motor vehicle registered in [~~his~~] the registrant's name and the aggre-  
53 gate amount of such fees shall be transmitted by the commissioner to the  
54 Motor Vehicle [~~Accident~~] Crash Indemnification Corporation continued  
55 pursuant to section five thousand two hundred three of the insurance law  
56 to be applied in reduction of assessments levied by said corporation

1 pursuant to section five thousand two hundred seven of the insurance  
2 law.

3 Notwithstanding the provisions of any other section, for the purposes  
4 of this section, the term "motor vehicle" shall include "snowmobiles" as  
5 defined by subdivision [~~six of § 8-0105 of the conservation law~~] one of  
6 section twenty-two hundred twenty-one of this chapter.

7 § 17. Subdivision 9 of section 318 of the vehicle and traffic law, as  
8 amended by chapter 1025 of the laws of 1971, is amended to read as  
9 follows:

10 9. (a) If a motor vehicle has been involved in [~~an accident~~] a crash,  
11 and its registration or the driver's license of its operator, or both,  
12 have been revoked pursuant to this section, then neither such vehicle  
13 nor any other motor vehicle shall be registered or reregistered in the  
14 name of its owner or of any other person legally responsible for its  
15 use, nor shall any driver's license be issued to such owner, person or  
16 operator until one year has passed since the date of such revocation  
17 and, as the case may be, the commissioner has received the payments and  
18 evidence required by paragraph (c) [~~below~~] of this subdivision.

19 (b) If a motor vehicle not registered in this state is involved in [~~an~~  
20 ~~accident~~] a crash in this state and the privilege of its operation with-  
21 in this state has been revoked, then neither its owner, any person  
22 legally responsible for its use nor its operator shall exercise the  
23 privilege of the operation of such vehicle within this state or the  
24 privilege of operation within this state of any motor vehicle, until one  
25 year has passed since the date of revocation and, as the case may be,  
26 the commissioner has received the payments and evidence as required in  
27 paragraph (c) [~~below~~] of this subdivision.

28 (c) The payments and evidence referred to in paragraphs (a) and (b)  
29 [~~above~~] of this subdivision shall be evidence, satisfactory to the  
30 commissioner,

31 (1) That no cause of action based upon such [~~accident~~] crash against  
32 such owner, person legally responsible or operator has been commenced  
33 within a period of one year from the date of the [~~accident~~] crash or a  
34 release thereof has been given to such owner, person or operator, or

35 (2) That no judgment arising out of such cause of action for amounts  
36 within the limits stated in paragraph (a) of subdivision four of section  
37 three hundred eleven of this article against such owner, person or oper-  
38 ator remains unsatisfied, except that such registration and licensing  
39 privileges may be restored on compliance with the procedures permitting  
40 the payment of a judgment in installments provided in section three  
41 hundred thirty-four of this title, and

42 (3) That all civil penalties required to be paid to the department  
43 pursuant to the provisions of subdivision five of section three hundred  
44 nineteen of this [~~chapter~~] article have been paid.

45 § 18. Paragraph (a) of subdivision 11 of section 318 of the vehicle  
46 and traffic law, as amended by chapter 735 of the laws of 1970, is  
47 amended to read as follows:

48 (a) Where the license or privileges of any person, or the registration  
49 of a motor vehicle registered in [~~his~~] such person's name, has been  
50 suspended or revoked under this article [~~six of this chapter~~], and the  
51 motor vehicle [~~accident~~] crash indemnification corporation or an insurer  
52 has paid any amount towards satisfaction of a judgment against such  
53 person, or has obtained a judgment against such person as a result of  
54 payments made to third parties such license, privileges or registration  
55 shall be suspended, or the suspension or revocation thereof shall be  
56 continued, as provided in this subdivision.

1 § 19. Paragraphs (a) and (c) of subdivision 12 of section 318 of the  
2 vehicle and traffic law, paragraph (a) as amended by chapter 843 of the  
3 laws of 1980, and paragraph (c) as amended by chapter 805 of the laws of  
4 1984, are amended to read as follows:

5 (a) If the owner or operator of a motor vehicle in any manner involved  
6 in [~~an accident~~] a crash occurring in this state resulting in death or  
7 bodily injuries to any person fails to produce satisfactory evidence as  
8 proof of financial security within forty-eight hours after the [~~acci-~~  
9 ~~dent~~] crash, the motor vehicle shall be subject to impoundment and any  
10 peace officer, acting pursuant to [~~his~~] such officer's special duties,  
11 or any police officer is authorized to impound and store such motor  
12 vehicle. If said motor vehicle is subject to impoundment and is not so  
13 impounded, the owner or [~~his~~] the owner's representative shall cause  
14 said motor vehicle to be stored in a public garage or storage place in  
15 this state as selected by the owner or representative and shall continue  
16 such storage for the period of time provided in this section. The afore-  
17 mentioned storage shall constitute "impoundment" within the meaning of  
18 this section. The cost of storage of any such impounded motor vehicle  
19 shall be borne by the owner. So long as the impoundment is in force no  
20 person shall remove the impounded vehicle or permit it to be removed  
21 from its place of impoundment except upon the order of the commissioner.

22 (c) The impoundment shall continue until (1) there is a final disposi-  
23 tion of the claim for death or bodily injury of the person, resulting  
24 from the [~~accident~~] crash in which said motor vehicle was involved, by  
25 payment of a judgment or settlement by the owner, or by a final judgment  
26 in [~~his~~] the owner's favor, or (2) one year has elapsed since the date  
27 of the [~~accident~~] crash and no filing has been made pursuant to section  
28 five thousand two hundred eight of the insurance law, or (3) a release  
29 of the motor vehicle upon order of the commissioner. The commissioner  
30 may order the release of said motor vehicle upon the depositing with the  
31 commissioner of taxation and finance of security or a bond in such form  
32 and amount as may be approved by the commissioner. If said motor vehicle  
33 is not released from impoundment after the lapse of one year, the  
34 commissioner may dispose of it by public sale and remit the proceeds  
35 from the sale to the commissioner of taxation and finance to be held  
36 pending the final disposition of the claim.

37 § 20. Subdivision (d) of section 332 of the vehicle and traffic law is  
38 amended to read as follows:

39 (d) Any person whose license, registration or non-resident's driving  
40 privilege is subject to suspension hereunder, may be relieved from the  
41 effect of failure to satisfy such judgment, if such person files with  
42 the commissioner proper evidence that a bond or insurance policy as  
43 provided for in this article was in force and effect at the time of the  
44 [~~accident~~] crash resulting in the judgment, and was available for the  
45 satisfaction of the judgment to the extent provided for in section three  
46 hundred thirty-three of this article and that such judgment was so  
47 satisfied.

48 § 21. Section 333 of the vehicle and traffic law, as amended by chap-  
49 ter 305 of the laws of 1995, is amended to read as follows:

50 § 333. Payments sufficient to satisfy requirements of this article.  
51 Every judgment herein referred to shall for the purpose of this article  
52 only be deemed satisfied: (a) When twenty-five thousand dollars has been  
53 credited upon any judgment or judgments rendered in excess of that  
54 amount because of bodily injury to or when fifty thousand dollars has  
55 been credited upon any judgment or judgments rendered in excess of that

1 amount because of death of one person as the result of any one [~~acci-~~  
2 ~~dent~~] crash; or

3 (b) When subject to such limit of twenty-five thousand dollars because  
4 of bodily injury to or fifty thousand dollars because of death of one  
5 person, the sum of fifty thousand dollars has been credited upon any  
6 judgment or judgments rendered in excess of that amount because of bodi-  
7 ly injury to or when one hundred thousand dollars has been credited upon  
8 any judgment or judgments rendered in excess of that amount because of  
9 death of two or more persons as the result of any one [~~accident~~] crash;  
10 or

11 (c) When ten thousand dollars has been credited upon any judgment or  
12 judgments rendered in excess of that amount because of injury to or  
13 destruction of property of others as a result of any one [~~accident~~]  
14 crash.

15 Payments made in settlement of any claims because of bodily injury,  
16 death or property damage arising from a motor vehicle [~~accident~~] crash  
17 shall be credited in reduction of the amounts provided for in this  
18 section.

19 § 22. Section 335 of the vehicle and traffic law, subdivision (a) as  
20 amended by chapter 305 of the laws of 1995, and paragraph 1 of subdivi-  
21 sion (a) as further amended by section 104 of part A of chapter 62 of  
22 the laws of 2011, is amended to read as follows:

23 § 335. Security and proof required following [~~accident~~] crash. (a) Not  
24 less than ten days nor more than sixty days after receipt by [~~him~~] the  
25 commissioner of the report or notice of [~~an accident~~] a crash which has  
26 resulted in bodily injury or death, or in damage to the property of any  
27 one person in excess of one thousand dollars, the commissioner shall  
28 forthwith suspend the license of any person operating, and the registra-  
29 tion certificates and registration plates of any person owning, a motor  
30 vehicle in any manner involved in such [~~accident~~] crash unless and until  
31 such operator (or chauffeur) or owner or both shall have previously  
32 furnished or immediately furnishes security sufficient in the judgment  
33 of the commissioner to satisfy any judgment or judgments for damages  
34 resulting from such [~~accident~~] crash as may be recovered against such  
35 owner or operator (or chauffeur) by or on behalf of any aggrieved person  
36 or [~~his~~] such person's legal representative, and unless and until such  
37 owner or operator (or chauffeur) or both shall immediately furnish and  
38 thereafter maintain proof of financial responsibility in the future.  
39 Where erroneous information with respect to insurance coverage of the  
40 owner or operator (or chauffeur) of any such vehicle is furnished to the  
41 commissioner, [~~he~~] the commissioner shall take appropriate action as  
42 above provided within sixty days after the receipt by [~~him~~] the commis-  
43 sioner of correct information with respect to such coverage. This  
44 section shall not apply: (1) to such owner or operator (or chauffeur) if  
45 such owner had in effect at the time of such [~~accident~~] crash with  
46 respect to such motor vehicle a standard provisions automobile liability  
47 policy in form approved by the superintendent of financial services and  
48 issued by an insurance company authorized to do business in this state  
49 or, if such motor vehicle was not registered in this state or was a  
50 motor vehicle which was registered elsewhere than in this state at the  
51 effective date of the policy, or the most recent renewal thereof, an  
52 automobile liability policy acceptable to the superintendent of finan-  
53 cial services as substantially the equivalent of such standard  
54 provisions automobile liability policy; (2) to such operator (or chauf-  
55 feur), if not the owner of such motor vehicle, if there was in effect at  
56 the time of such [~~accident~~] crash such a policy with respect to [~~his~~]

1 such person's operation of motor vehicles not owned by [~~him~~] such person  
2 or, if such motor vehicle was a private passenger motor vehicle, with  
3 respect to [~~his~~] such person's operation of private passenger motor  
4 vehicles not owned by [~~him~~] such person or (3) to such owner or operator  
5 (or chauffeur) if the liability of such owner or operator (or chauffeur)  
6 for damages resulting from such [~~accident~~] crash is, in the judgment of  
7 the commissioner, covered by any other form of liability insurance poli-  
8 cy issued by an insurance company authorized to do business in this  
9 state or by a bond, provided every such policy or bond mentioned herein  
10 is subject, if the [~~accident~~] crash has resulted in bodily injury, to a  
11 limit, exclusive of interest and costs, of twenty-five thousand dollars  
12 or death to a limit, exclusive of interest and costs, of fifty thousand  
13 dollars, because of bodily injury to or death of one person in any one  
14 [~~accident~~] crash and, subject to said limit for one person, to a limit  
15 of fifty thousand dollars because of bodily injury to or one hundred  
16 thousand dollars because of death of two or more persons in any one  
17 [~~accident~~] crash, and, if the [~~accident~~] crash has resulted in injury to  
18 or destruction of property, to a limit of ten thousand dollars because  
19 of injury to or destruction of property of others in any one [~~accident~~]  
20 crash or (4) to such owner or operator if the commissioner shall deter-  
21 mine that the failure to have liability coverage as described above was  
22 caused solely by the negligence or malfeasance of a person other than  
23 the person whose license or registration has been suspended or is  
24 subject to suspension, and that the person seeking to avoid such suspen-  
25 sion was not aware of the lack of such liability coverage. However, with  
26 respect to the provisions of (4) above, the burden of proof shall be  
27 upon the person seeking to avoid such suspension action. Provided  
28 further, that such facts shall be established by clear and convincing  
29 evidence, either by the submission of affidavits or at a hearing called  
30 in the discretion of the commissioner.

31 Upon receipt of notice of such [~~accident~~] crash, the insurance carrier  
32 or surety company which issued such policy or bond shall furnish for  
33 filing with the commissioner a written notice that such policy or bond  
34 was in effect at the time of such [~~accident~~] crash or shall notify the  
35 commissioner in such manner as [~~he~~] the commissioner may require in case  
36 such policy or bond was not in effect at the time of such [~~accident~~]  
37 crash.

38 In case any such operator (or chauffeur) or owner has no license to  
39 operate issued under this chapter or no motor vehicle registered in  
40 [~~his~~] their name in this state, [~~he~~] they shall not be allowed a license  
41 or registration until [~~he has~~] they have complied with this article to  
42 the same extent as would be necessary if [~~he~~] they had held an opera-  
43 tor's or chauffeur's license and a motor vehicle registration issued  
44 under this chapter at the time of the [~~accident~~] crash.

45 (b) Such security, where ordered, shall be in such form and in such  
46 amount as the commissioner may require, but in no case in excess of the  
47 amount of proof required by section three hundred forty-one of this  
48 article. The commissioner may reduce the amount of security ordered in  
49 any case within six months after the date of the [~~accident~~] crash, if,  
50 in [~~his~~] the commissioner's judgment, the amount ordered is too large.  
51 In case the security originally ordered has been deposited, the excess  
52 deposited over the reduced amount ordered shall be returned to the depo-  
53 sitor or [~~his~~] the depositor's personal representative forthwith,  
54 notwithstanding the provisions of subdivision (c) of this section.

55 (c) Security furnished in compliance with the requirements of this  
56 section shall be placed by the commissioner in the custody of the

1 commissioner of taxation and finance and shall be applicable only to the  
2 payment of a judgment against the depositor for damages arising out of  
3 the [~~accident~~] crash in question in an action at law begun not later  
4 than one year after the date of such [~~accident~~] crash or, upon assign-  
5 ment of the depositor, made not later than one year after the date of  
6 such [~~accident~~] crash, to the settlement of a claim arising out of such  
7 [~~accident~~] crash, or upon assignment of the depositor, made after the  
8 expiration of one year after the date of such [~~accident~~] crash, to the  
9 settlement of an action at law begun not later than one year after the  
10 date of such [~~accident~~] crash. All of such payments made out of the  
11 deposited security shall be made as follows: Payment shall first be  
12 made to each of the judgment creditors and to each of the claimants who  
13 have agreed to settle their claims, whose damages were evaluated by the  
14 commissioner, in an amount not greater than the amount fixed in their  
15 respective evaluations. Whenever the commissioner shall be given  
16 evidence, satisfactory to [~~him~~] the commissioner, that the amounts of  
17 all claims for damages against the depositor arising out of such [~~acci-~~  
18 ~~dent~~] crash are fixed, either by judgment or settlement agreement,  
19 payment shall be made out of any balance remaining after the first  
20 distribution to each of those persons whose judgments or settlement  
21 amounts have not been fully paid but whose damages were evaluated by the  
22 commissioner, in proportion to the amounts of their respective evalu-  
23 ations unless there is sufficient to make payment in full; and any  
24 balance remaining after the first and second distributions are completed  
25 shall be paid to those judgment creditors and those claimants who have  
26 agreed to settle their claims but whose damages were not evaluated, in  
27 proportion to the amounts of their respective judgments or settlement  
28 amounts unless there is sufficient to make payment in full. Such depos-  
29 it, or any balance thereof, shall be returned to the depositor or [~~his~~]  
30 the depositor's personal representative whenever after the expiration of  
31 such year, the commissioner shall be given evidence, satisfactory to  
32 [~~him~~] the commissioner, that there is no such action pending and no such  
33 judgment unsatisfied or whenever, before the expiration of such year,  
34 the commissioner shall be given evidence, satisfactory to [~~him~~] the  
35 commissioner, that there is no such judgment unsatisfied and that there  
36 is no existing cause of action against the depositor for damages arising  
37 out of such [~~accident~~] crash.

38 (c-1) After security, furnished in compliance with the requirements of  
39 this section, has remained on deposit for five years, the commissioner  
40 shall make a determination as to whether the deposit, or any balance  
41 thereof, is returnable to the depositor or the person entitled thereto.  
42 In the event that such deposit, or any balance thereof, is determined to  
43 be returnable, but remains unclaimed by the depositor or the person  
44 entitled thereto for a period of one year following the date of such  
45 determination, such unclaimed deposit, or any balance thereof, shall be  
46 deemed abandoned property subject to the provisions of the abandoned  
47 property law.

48 (d) The provisions of subdivision (a) of this section shall not apply  
49 to the owner of a motor vehicle operated by one having obtained  
50 possession or control thereof without the expressed or implied consent  
51 of such owner, to a police officer or member of the state police who is  
52 compelled to assume the custody and operation of a motor vehicle of  
53 another because such motor vehicle was (1) stolen from or lost by the  
54 owner, (2) abandoned, either by the owner or any other person with or  
55 without the owner's consent, (3) is being operated by a person disabled  
56 so as not to be able to operate it properly, or (4) is being operated by

1 an intoxicated person; or to either the owner or operator of a motor  
2 vehicle involved in an [~~accident~~] crash wherein no damage or injury was  
3 caused to other than the person or property of such owner or operator.

4 (e) In lieu of deposit of security when required pursuant to the  
5 provisions of this section the commissioner may accept a written agree-  
6 ment, executed and acknowledged by the person required to deposit secu-  
7 rity and any person who has sustained bodily injury, including death, or  
8 damage to [~~his~~] property, or [~~his~~] such person's legal representative,  
9 providing for the payment of an agreed amount in installments, with  
10 respect to the claims of such person for injuries or damages resulting  
11 from the [~~accident~~] crash. In the event of default in payment of any  
12 installment under such agreement, then upon notice of such default the  
13 commissioner shall forthwith suspend the license and registration  
14 certificates and registration plates of the person in default until  
15 release has been filed with the commissioner indicating that the entire  
16 agreed amount has been paid. But in no case shall such agreement be used  
17 in lieu of proof of maintenance of financial responsibility in the  
18 future required pursuant to the provisions of this section.

19 § 23. Section 337 of the vehicle and traffic law, as amended by chap-  
20 ter 176 of the laws of 1990, is amended to read as follows:

21 § 337. Suspension, duration. (a) The suspension required in sections  
22 three hundred thirty-two, three hundred thirty-four and subdivision (e)  
23 of section three hundred thirty-five [~~(e)~~] of this article shall remain  
24 in effect, the motor vehicle in any manner involved in such [~~accident~~]  
25 crash shall not be registered in the name of the person whose license  
26 and/or registration certificate was so suspended, or in any other name  
27 where the commissioner has reasonable grounds to believe that such  
28 registration will have the effect of defeating the purposes of this  
29 article, and no other motor vehicle shall be registered in the name of  
30 such person nor any new licenses issued to such person unless and until  
31 such judgment is satisfied or stayed or is discharged in bankruptcy and  
32 the judgment debtor gives proof of financial responsibility in the  
33 future as required pursuant to section three hundred thirty-five of this  
34 article except under the conditions as stated in sections three hundred  
35 thirty-three and three hundred thirty-four of this article.

36 (b) The suspension required in section three hundred thirty-five of  
37 this article shall remain in effect, the motor vehicle in any manner  
38 involved in such [~~accident~~] crash shall not be registered in the name of  
39 the person whose license and/or registration certificate was so  
40 suspended, or in any other name where the commissioner has reasonable  
41 grounds to believe that such registration will have the effect of  
42 defeating the purposes of this article, and no other motor vehicle shall  
43 be registered in the name of such person nor any new licenses issued to  
44 such person, unless and until such person complies with the requirement  
45 with respect to furnishing security, or unless and until such person has  
46 obtained a release, or a favorable judgment in an action at law to  
47 recover damages resulting from such [~~accident~~] crash or unless such  
48 person shall have satisfied in the manner herein provided any judgment  
49 rendered against such person in such an action, or unless such judgment  
50 rendered against such person is discharged in bankruptcy, and at all  
51 events until such person gives and thereafter maintains proof of [~~his~~]  
52 financial responsibility.

53 Provided, however, that any person whose license or registration  
54 became subject to suspension or has been suspended pursuant to subdivi-  
55 sion (a) of section three hundred thirty-five of this article, whether  
56 or not such person has furnished security and proof of financial respon-

1 sibility, shall be relieved from furnishing or maintaining proof of  
2 financial responsibility if (1) one year has elapsed since the date of  
3 the [~~accident~~] ~~crash~~, (2) nine months have elapsed since the date of  
4 compliance with any suspension order made against such person because of  
5 such [~~accident~~] ~~crash~~, (3) such person has neither paid nor agreed in  
6 writing to pay anything for damages resulting from such [~~accident~~]  
7 ~~crash~~, (4) no suit for damages because thereof has been brought against  
8 such person and (5) such person is not required to furnish or maintain  
9 proof of financial responsibility for some reason other than for having  
10 been involved in such [~~accident~~] ~~crash~~. If a suit or suits for damages  
11 resulting from such [~~accident~~] ~~crash~~ shall have been brought and such  
12 suit or suits shall have resulted in a judgment or judgments, the  
13 successful person in such suit or suits shall be relieved from furnish-  
14 ing or maintaining proof of financial responsibility forthwith provided  
15 such person is not required to furnish or maintain such proof for  
16 reasons other than for having been involved in such [~~accident~~] ~~crash~~  
17 and, in case such person has furnished security because of having been  
18 involved in such [~~accident~~] ~~crash~~, it shall be returned to such person  
19 or the personal representative of such person forthwith notwithstanding  
20 the provisions of subdivision (c) of section three hundred thirty-five  
21 of this article. The fact of having been involved in such [~~accident~~]  
22 ~~crash~~ shall not bar the issuance of license and registration to a person  
23 who has been relieved from furnishing or maintaining proof of financial  
24 responsibility pursuant to the provisions of this paragraph.

25 (c) A discharge in bankruptcy following the rendering of any such  
26 judgment shall not relieve the judgment debtor from any of the require-  
27 ments of this article unless otherwise provided in subdivisions (a) and  
28 (b) of this section.

29 § 24. Subdivision (d) of section 338 of the vehicle and traffic law,  
30 the opening paragraph as amended by chapter 838 of the laws of 1970, is  
31 amended to read as follows:

32 (d) The commissioner shall take action as required anywhere in this  
33 article, upon receiving proper evidence that any resident of this state,  
34 has in any other state had [~~his~~] the resident's driving privileges  
35 suspended and/or the operation of any motor vehicle owned by [~~him~~] the  
36 resident prohibited pursuant to a law of such other state providing for  
37 such suspension or prohibition because of a conviction or because of an  
38 unsatisfied judgment which would require the commissioner to suspend a  
39 non-resident's driving privileges had such a conviction or judgment been  
40 rendered in this state against a non-resident, provided, however, that  
41 no suspension or prohibition shall be effective until twenty days have  
42 elapsed from the date upon which notice of suspension shall have been  
43 mailed to the operator or owner during which period such operator or  
44 owner shall be permitted to submit evidence of satisfaction of the judg-  
45 ment or other evidence relating thereto.

46 Upon receipt of a certification that the operating privilege of a  
47 resident of this state has been suspended, revoked or cancelled in any  
48 such other state pursuant to a law providing for its suspension, revoca-  
49 tion or cancellation for failure to deposit security for the payment of  
50 a judgment as may arise out of a motor vehicle [~~accident~~] ~~crash~~ under  
51 circumstances which would require the commissioner to suspend a non-  
52 resident's operating privilege had the [~~accident~~] ~~crash~~ occurred in this  
53 state, the commissioner shall suspend the license of such resident if  
54 [~~he~~] the resident was the operator, and all of [~~his~~] the resident's  
55 registrations if [~~he~~] the resident was the owner of a motor vehicle  
56 involved in such [~~accident~~] ~~crash~~. Such suspension shall continue until

1 such resident furnishes evidence of [~~his~~] compliance with the law of  
2 such other state relating to the deposit of such security.

3 § 25. Section 341 of the vehicle and traffic law, as amended by chap-  
4 ter 305 of the laws of 1995, is amended to read as follows:

5 § 341. Amount of proof required. Proof of financial responsibility  
6 shall mean proof of ability to respond in damages for liability there-  
7 after incurred, arising out of the ownership, maintenance or use of a  
8 motor vehicle, in the amount of twenty-five thousand dollars because of  
9 bodily injury to or fifty thousand dollars because of death of any one  
10 person, and subject to said limit respecting one person, in the amount  
11 of fifty thousand dollars because of bodily injury to or one hundred  
12 thousand dollars because of death of two or more persons in any one  
13 [~~accident~~] crash, and in the amount of ten thousand dollars because of  
14 injury to or destruction of property in any one [~~accident~~] crash. Such  
15 proof in such amounts shall be furnished for each motor vehicle regis-  
16 tered by such person.

17 § 26. Subdivision (c) of section 343 of the vehicle and traffic law,  
18 as amended by chapter 300 of the laws of 1960, and as further amended by  
19 section 104 of part A of chapter 62 of the laws of 2011, is amended to  
20 read as follows:

21 (c) When a person has been required to furnish proof of a financial  
22 responsibility and there has been in effect a motor vehicle liability  
23 policy for [~~his~~] such person's benefit for a period of three years,  
24 during which period such person or any vehicle registered in [~~his~~] such  
25 person's name has not been involved in any [~~accident~~] crash upon which a  
26 report is required pursuant to section six hundred five [~~hereof~~] of this  
27 chapter, such person may file in lieu thereof, the written certificate  
28 of any insurance carrier duly authorized to do business in this state,  
29 certifying that there is in effect a standard provisions automobile  
30 liability policy in form approved by the [~~superintendent~~] superintendent  
31 of financial services with a limit of liability no less than provided in  
32 subdivision (a) of section three hundred thirty-five of this [~~law~~] arti-  
33 cle.

34 § 27. Paragraphs 1 and 3 of subdivision (a) of section 344 of the  
35 vehicle and traffic law are amended to read as follows:

36 (1) Said insurance carrier shall execute a power of attorney authoriz-  
37 ing the commissioner to accept service on its behalf of notice or proc-  
38 ess in any action arising out of a motor vehicle [~~accident~~] crash in  
39 this state.

40 (3) Said insurance carrier shall also agree to accept as final and  
41 binding any judgment of any court of competent jurisdiction in this  
42 state duly rendered in any action arising out of a motor vehicle [~~acci-~~  
43 ~~dent~~] crash.

44 § 28. Paragraph 3 of subdivision (b) of section 345 of the vehicle and  
45 traffic law, as amended by chapter 305 of the laws of 1995, is amended  
46 to read as follows:

47 (3) Shall insure the insured or such other person against loss from  
48 the liability imposed by law for damages, including damages for care and  
49 loss of services because of bodily injury to or death of any person and  
50 injury to or destruction of property arising out of the ownership, main-  
51 tenance, use, or operation of such motor vehicle or motor vehicles with-  
52 in the state of New York, or elsewhere in the United States in North  
53 America or the Dominion of Canada, subject to a limit, exclusive of  
54 interest and cost, with respect to each such motor vehicle, except a tow  
55 truck, of twenty-five thousand dollars because of bodily injury to or  
56 fifty thousand dollars because of death of one person in any one [~~acci-~~

1 ~~dent~~] crash and, subject to said limit for one person, to a limit of  
2 fifty thousand dollars because of bodily injury to or one hundred thou-  
3 sand dollars because of death of two or more persons in any one [~~acci-~~  
4 ~~dent~~] crash, and to a limit of ten thousand dollars because of injury to  
5 or destruction of property of others in any one [~~accident~~] crash. The  
6 limit, exclusive of interest and costs, with respect to a tow truck  
7 shall be a combined single limit of three hundred thousand dollars  
8 because of bodily injury [~~ef~~] or death to one or more persons or because  
9 of injury or destruction of property of others in any one [~~accident~~]  
10 crash, and to a limit of twenty-five thousand dollars because of damage  
11 to a vehicle in the care, custody and control of the insured.

12 § 29. Paragraph 1 of subdivision (i) of section 345 of the vehicle and  
13 traffic law is amended to read as follows:

14 (1) The liability of any company under a motor vehicle liability poli-  
15 cy shall become absolute whenever loss or damage covered by said policy  
16 occurs, and the satisfaction by the insured of a final judgment for such  
17 loss or damage shall not be a condition precedent to the right or duty  
18 of the carrier to make payment on account of such loss or damage. No  
19 such policy shall be cancelled or annulled as respects any loss or  
20 damage by any agreement between the carrier and the insured after the  
21 said insured has become responsible for such loss or damage, and any  
22 such cancellation or [~~annulment~~] annulment shall be void. If the death  
23 of the insured shall occur after the insured has become liable during  
24 the policy period for loss or damage covered by the policy, the policy  
25 shall not be deemed terminated by such death with respect to such  
26 liability and the company shall be liable thereunder in the same manner  
27 and to the same extent as though death had not occurred. Upon the recov-  
28 ery of a final judgment against any person for any such loss or damage,  
29 if the judgment debtor or the decedent whom [~~he~~] such person represents  
30 was at the accrual of the cause of action insured against liability  
31 therefor under a motor vehicle liability policy, the judgment creditor  
32 shall be entitled to have the insurance money applied to the satisfac-  
33 tion of the judgment. But the policy may provide that the insured, or  
34 any other person covered by the policy, shall reimburse the company for  
35 payments made on account of any [~~accident~~] crash, claim or suit involv-  
36 ing a breach of the terms, provisions or conditions of the policy; and  
37 further, if the policy shall provide for limits in excess of the limits  
38 designated in this section, the insurance carrier may plead against such  
39 judgment creditor, with respect to the amount of such excess limits of  
40 liability, any defenses which it may be entitled to plead against the  
41 insured. Any such policy may further provide for the prorating of the  
42 insurance thereunder with other applicable valid and collectible insur-  
43 ance. If the death, insolvency or bankruptcy of the insured shall occur  
44 within the policy period, the policy during the unexpired portion of  
45 such period shall cover the legal representatives of the insured. No  
46 statement made by the insured or on [~~his~~] the insured's behalf, and no  
47 violation of the terms of the policy, shall operate to defeat or avoid  
48 the policy so as to bar recovery within the limits provided in subdivi-  
49 sion (b) of this section.

50 § 30. Subdivision 2 of section 353 of the vehicle and traffic law is  
51 amended to read as follows:

52 (2) In the event the person who has given proof of financial responsi-  
53 bility surrenders [~~his~~] their operator's or chauffeur's license, regis-  
54 tration certificates and registration plates to the commissioner, but  
55 the commissioner shall not release such proof in the event any action  
56 for damages upon a liability referred to in this article is then pend-

1 ing, or any judgment upon any such liability then outstanding and unsat-  
2 isfied, or in the event the commissioner has received notice that such  
3 person has within the period of three months immediately preceding been  
4 involved as a driver in any motor vehicle [~~accident~~] crash. An affida-  
5 vit of the applicant of the non-existence of such facts shall be suffi-  
6 cient evidence thereof in the absence of evidence to the contrary in the  
7 records of the bureau.

8 § 31. Section 354 of the vehicle and traffic law, as amended by chap-  
9 ter 61 of the laws of 1989, is amended to read as follows:

10 § 354. Commissioner to furnish operating record. The commissioner  
11 shall upon request furnish any insurance carrier or any person an  
12 abstract of the operating record of any person subject to the provisions  
13 of this article, which abstract shall include enumeration of any  
14 convictions of such person of a violation of any provision of any stat-  
15 ute relating to the operation of a motor vehicle or any [~~accidents~~]  
16 crashes in which a motor vehicle driven by such person has been involved  
17 during the current calendar year and the three calendar years preceding  
18 that in which the request for the operating record is received and if  
19 specifically requested shall also fully designate the motor vehicles, if  
20 any, registered in the name of such person and the name of the insurer  
21 insuring such motor vehicle, for the registration year in which the  
22 request for the operating record is received. A request for an abstract  
23 of an operating record shall be subject to the provisions of section two  
24 hundred two of this chapter.

25 § 32. Section 366 of the vehicle and traffic law is amended to read as  
26 follows:

27 § 366. Past application of article. This article, except section three  
28 hundred thirty-nine [~~thereof~~] of this article, shall not apply to any  
29 judgment in a civil action or cause of action arising out of [~~an acci-~~  
30 ~~dent~~] a crash occurring prior to the effective date of this article.

31 § 33. The section heading and subdivisions 1, 3 and 4 of section 370  
32 of the vehicle and traffic law, the section heading and subdivision 4 as  
33 amended by chapter 609 of the laws of 1962, subdivision 1 as amended by  
34 chapter 192 of the laws of 1989, the opening paragraph of subdivision 1  
35 as amended by chapter 14 of the laws of 2024, the second undesignated  
36 paragraph of subdivision 1 as amended by section 1 of part ZZ of chapter  
37 59 of the laws of 2021, the third, fourth and fifth undesignated para-  
38 graphs of subdivision 1 as amended by chapter 613 of the laws of 2002,  
39 and subdivision 3 as amended by chapter 232 of the laws of 2001, are  
40 amended to read as follows:

41 Indemnity bonds or insurance policies; notice of [~~accident~~] crash.

42 1. Every person, firm, association or corporation engaged in the busi-  
43 ness of carrying or transporting passengers for hire in any motor vehi-  
44 cle or motorcycle, except street cars, and motor vehicles or motorcycles  
45 owned and operated by a municipality, and except as otherwise provided  
46 in this section, which shall be operated over, upon or along any public  
47 street or highway of the state of New York shall file with the commis-  
48 sioner of motor vehicles for each motor vehicle or motorcycle intended  
49 to be so operated evidence, in such form as the commissioner may  
50 prescribe, of a corporate surety bond or a policy of insurance: (a)  
51 approved as to form by the superintendent of financial services in a  
52 company authorized to do business in the state, approved by the super-  
53 intendent as to solvency and responsibility; or (b) where a vehicle is  
54 registered by a not-for-profit organization that is tax-exempt under  
55 section 501(c)(3) of the federal internal revenue code, a risk retention  
56 group not chartered in this state but which is registered with the

1 superintendent of financial services under the federal liability risk  
2 retention act of 1986, comprised entirely of organizations that are  
3 tax-exempt under section 501(c)(3) of the federal internal revenue code  
4 and where the risk retention group qualifies as a charitable risk pool  
5 under section 501(n) of the federal internal revenue code, provided that  
6 the vehicle being registered does not have a seating capacity of more  
7 than fifteen passengers, is not a limousine or luxury limousine, and  
8 where such vehicles are not solely for personal use by a director, offi-  
9 cer, authorized person, or key person, their relatives or related  
10 parties. Such surety bond or policy of insurance shall be conditioned  
11 for the payment of a minimum sum, hereinafter called minimum liability,  
12 on a judgment or judgments for damages, including damages for care and  
13 loss of services, because of bodily injury to, or death of any one  
14 person in any one [~~accident~~] crash, and subject to such minimum liabil-  
15 ity a maximum sum, hereinafter called maximum liability on a judgment or  
16 judgments for damages, including damages for care and loss of services  
17 because of bodily injury to, or death of two or more persons in any one  
18 [~~accident~~] crash and for the payment of a minimum sum, called minimum  
19 liability on all judgments for damages because of injury to or  
20 destruction of property of others in any one [~~accident~~] crash, recovered  
21 against such person, firm, association or corporation upon claims aris-  
22 ing out of the same transaction or transactions connected with the same  
23 subject of action, to be apportioned ratably among the judgment credi-  
24 tors according to the amount of their respective judgments for damage or  
25 injury caused in the operation, maintenance, use or the defective  
26 construction of such motor vehicle or motorcycle as follows:

27 For damages for and incident to death or injuries to persons and inju-  
28 ry to or destruction of property: For each motorcycle and for each motor  
29 vehicle engaged in the business of carrying or transporting passengers  
30 for hire, having a seating capacity of not more than seven passengers, a  
31 bond or insurance policy with a minimum liability of twenty-five thou-  
32 sand dollars and a maximum liability of fifty thousand dollars for bodi-  
33 ly injury, and a minimum liability of fifty thousand dollars and a maxi-  
34 mum liability of one hundred thousand dollars for death and a minimum  
35 liability of ten thousand dollars for injury to or destruction of prop-  
36 erty; for each motor vehicle engaged in the business of carrying or  
37 transporting passengers for hire, having a seating capacity of not less  
38 than eight passengers, a bond or insurance policy with a combined single  
39 limit of at least one million five hundred thousand dollars for bodily  
40 injury or death to one or more persons, and because of injury to or  
41 destruction of property in any one [~~accident~~] crash; provided, further  
42 that for commuter vans that are engaged in the business of carrying or  
43 transporting passengers for hire, having a seating capacity of not less  
44 than eight passengers, a bond or insurance policy with a combined single  
45 limit of at least five hundred thousand dollars for bodily injury or  
46 death to one or more persons, and because of injury to or destruction of  
47 property in any one [~~accident~~] crash. For the purposes of this para-  
48 graph, the term "commuter van" shall have the same meaning as such term  
49 is defined in section 19-502 of the administrative code of the city of  
50 New York.

51 Such bond or policy of insurance shall contain a provision for a  
52 continuing liability thereunder, notwithstanding any recovery thereon.  
53 Any such bond or policy of insurance shall also contain a provision that  
54 such bond or policy of insurance shall inure to the benefit of any  
55 person legally operating the motor vehicle or motorcycle in the business  
56 of the owner and with [~~his~~] the owner's permission, in the same manner

1 and under the same conditions and to the same extent as to the owner. If  
2 at any time, in the judgment of the commissioner, such bond or policy is  
3 not sufficient for any cause the commissioner may require the owner of  
4 such motor vehicle or motorcycle to replace such bond or policy with  
5 another approved by the commissioner. A corporate surety or an insurance  
6 company evidence of whose bond or policy has been so filed, must file a  
7 notice in the office of the commissioner that upon the expiration of  
8 twenty days from such filing such surety will cease to be liable upon  
9 such bond, or in the case of such insurance company, that upon the expi-  
10 ration of such time such policy will be cancelled; provided, however,  
11 that where the owner of such motor vehicle or motorcycle has replaced  
12 coverage with another insurer, the expiration date shall be the date the  
13 new coverage has commenced; further provided that where such owner has  
14 had a total loss, the expiration date shall be the earlier of twenty  
15 days or when the plates have been turned in to the commissioner. The  
16 commissioner shall thereupon notify the owner of such motor vehicle or  
17 motorcycle of the filing of such notice, and unless such owner shall  
18 file a new bond or evidence of new bond or policy, as provided by this  
19 section, on or before such date as shall be specified by the commission-  
20 er, or shall place the number plates belonging to the motor vehicle or  
21 motorcycle in the custody of the commissioner or [~~his~~] the commission-  
22 er's agent within such time, to remain in such custody until a new bond  
23 or evidence of a new bond or policy is filed, the registration of such  
24 motor vehicle or motorcycle shall be revoked as of the date specified in  
25 said notice of the commissioner and no new registration shall be issued  
26 for a period of thirty days. Forthwith after [~~his~~] the registration has  
27 been so revoked such owner shall return the number plates issued for  
28 such vehicle to the commissioner. The provisions of subdivision seven of  
29 section five hundred ten of this chapter shall apply to such revoca-  
30 tions.

31 Notwithstanding any contrary provision of this chapter, any such bond,  
32 or policy of insurance shall also provide for uninsured motorists cover-  
33 age in the minimal amount and in the form provided for in subsection (f)  
34 of section three thousand four hundred twenty of the insurance law.

35 Nothing in this subdivision shall be construed to prevent compliance  
36 therewith by filing a combination of bonds or policies or of a bond and  
37 policy or evidence thereof if the commissioner approves and the require-  
38 ments of this subdivision are otherwise met.

39 (c) As a condition to filing evidence of a corporate surety bond, the  
40 registrant shall pay annually in addition to any other fee prescribed by  
41 this chapter, a fee of one dollar and fifty cents for each motor vehicle  
42 registered in [~~his~~] the registrant's name and the aggregate amount of  
43 such fees shall be applied in the reduction of the assessment levied  
44 pursuant to section three hundred seventeen of this chapter.

45 (d) As used in this section, a judgment or judgment for damages shall  
46 include a final arbitration award and any unpaid fees due to the arbi-  
47 tration forum established pursuant to section five thousand one hundred  
48 six of the insurance law.

49 3. A person, firm, association or corporation engaged in the business  
50 of renting or leasing rental vehicles to be operated upon the public  
51 highways for carrying passengers shall be subject to the provisions of  
52 this section in the same manner and to the same extent as if such  
53 person, firm, association or corporation were actually engaged in the  
54 business of carrying or transporting passengers for hire.

55 Notwithstanding the provisions of subdivision one of this section, a  
56 person, firm, association or corporation engaged in the business of

1 renting or leasing motor vehicles, having registered in this state more  
2 than twenty-five motor vehicles subject to the provisions of this  
3 section and who qualifies as hereinafter provided, may file a certifi-  
4 cate of self-insurance. The commissioner of motor vehicles in [~~his~~] the  
5 commissioner's discretion may, upon the application of such a person,  
6 firm, association or corporation issue a certificate of self-insurance  
7 when [~~he~~] the commissioner is reasonably satisfied that such person is  
8 possessed and will continue to be possessed of financial ability to  
9 respond to judgments obtained against such person, arising out of the  
10 ownership, maintenance, use or operation of any such person's motor  
11 vehicle. Upon due notice and hearing, the commissioner may, in [~~his~~] the  
12 commissioner's discretion and upon reasonable grounds, cancel a certifi-  
13 cate of self-insurance.

14 As a condition to the issuance of a certificate of self-insurance  
15 under this subdivision the registrant shall pay annually in addition to  
16 any other fee prescribed by this chapter, a fee of one dollar and fifty  
17 cents for each motor vehicle registered in [~~his~~] the registrant's name  
18 and the aggregate amount of such fees shall be applied in reduction of  
19 the assessment levied pursuant to section three hundred seventeen of  
20 this title.

21 As a further condition to the issuance of a certificate of self-insu-  
22 rance, the registrant shall pay annually in addition to any other fee  
23 prescribed by this chapter, an amount per vehicle to be determined by  
24 the Motor Vehicle [~~Accident~~] Crash Indemnification Corporation pursuant  
25 to section five thousand two hundred seven of the insurance law and the  
26 aggregate amount of such fees shall be transmitted by the commissioner  
27 to the Motor Vehicle [~~Accident~~] Crash Indemnification Corporation  
28 continued pursuant to section five thousand two hundred three of the  
29 insurance law to be applied in reduction of assessments levied by said  
30 corporation pursuant to section five thousand two hundred seven of the  
31 insurance law.

32 4. Every person operating a motor vehicle or motorcycle as to which a  
33 bond or policy of insurance is required by this section, which is in any  
34 manner involved in [~~an accident~~] a crash, shall within five days give  
35 written notice of the time and place of the [~~accident~~] crash to the  
36 surety or insurer. Failure to give notice of [~~an accident~~] a crash as  
37 herein provided shall constitute a misdemeanor, but shall not affect the  
38 liability of the surety or insurer.

39 § 34. Subdivision 2 of section 385 of the vehicle and traffic law, as  
40 amended by chapter 973 of the laws of 1966, is amended to read as  
41 follows:

42 2. The height of a vehicle from under side of tire to top of vehicle,  
43 inclusive of load, shall be not more than thirteen and one-half feet.  
44 Any damage to highways, bridges or highway structures resulting from the  
45 use of a vehicle exceeding thirteen feet in height where such excess  
46 height is the proximate cause of the [~~accident~~] crash shall be compen-  
47 sated for by the owner and operator of such vehicle.

48 § 35. The opening paragraph of subdivision 2 of section 398-b of the  
49 vehicle and traffic law, as amended by chapter 212 of the laws of 1980,  
50 is amended to read as follows:

51 As used in this article the term "motor vehicle repair shop" means any  
52 person who, for compensation, is wholly or partially engaged in the  
53 business of repairing or diagnosing motor vehicle malfunctions or  
54 repairing motor vehicle bodies, fenders or other components damaged by  
55 [~~accident~~] crash or otherwise, except that such term does not include:

1 § 36. The article heading of article 12-B of the vehicle and traffic  
2 law, as added by chapter 290 of the laws of 1998, is amended to read as  
3 follows:

4 APPROVAL OF MOTOR VEHICLE [~~ACCIDENT~~] CRASH  
5 PREVENTION COURSES

6 § 37. Section 399-a of the vehicle and traffic law, as added by chap-  
7 ter 290 of the laws of 1998, is amended to read as follows:

8 § 399-a. Statement of purpose. The purposes of this article are to  
9 further highway safety by preserving the quality and efficacy of the  
10 [~~accident~~] crash prevention course programs. These purposes will be  
11 accomplished by establishing strict criteria for initial and continual  
12 course sponsorship approval.

13 § 38. Section 399-b of the vehicle and traffic law, as added by chap-  
14 ter 290 of the laws of 1998, is amended to read as follows:

15 § 399-b. Definitions. For the purposes of this article, the following  
16 terms shall have the following definitions:

17 1. "Sponsoring agency" shall mean an organization which owns a motor  
18 vehicle [~~accident~~] crash prevention course approved by the commissioner.

19 2. "Delivery agency" shall mean an organization which conducts a spon-  
20 soring agency's approved motor vehicle [~~accident~~] crash prevention  
21 course.

22 3. "Instructor" shall mean an individual employed by a delivery agency  
23 to teach an approved [~~accident~~] crash prevention course.

24 4. "[~~Accident~~] Crash prevention course" or "course" shall mean the  
25 [~~accident~~] crash prevention course curriculum or specialized course  
26 curriculum which has been approved by the commissioner.

27 5. "Completion certificate" shall mean a document which cannot be  
28 altered and which is provided to the student who successfully completes  
29 the [~~accident~~] crash prevention course.

30 6. "Specialized course" shall mean a course aimed primarily at enhanc-  
31 ing safety within a specific occupation or for a specific category of  
32 vehicles.

33 § 39. Section 399-c of the vehicle and traffic law, as added by chap-  
34 ter 290 of the laws of 1998, is amended to read as follows:

35 § 399-c. Approval by the commissioner. The commissioner must approve  
36 [~~an accident~~] a crash prevention course before any person attending and  
37 successfully completing such course may qualify to receive mandatory  
38 insurance reduction benefits in accordance with subsection (a) of  
39 section two thousand three hundred thirty-six of the insurance law. The  
40 commissioner shall base the decision to approve a course upon the  
41 requirements set forth in this article and any additional requirements  
42 as the commissioner deems necessary.

43 § 40. Subdivision 1 of section 399-d of the vehicle and traffic law,  
44 as added by chapter 290 of the laws of 1998, is amended to read as  
45 follows:

46 1. An agency or organization seeking approval as a motor vehicle  
47 [~~accident~~] crash prevention course sponsoring agency shall apply to the  
48 commissioner for approval. Such applications shall be made in writing  
49 and on forms prescribed by the commissioner. The application shall  
50 include at a minimum: the title or name of the course, the name of the  
51 organization submitting the application, proof of course ownership, and  
52 the names and addresses of all owners, officers, and directors of the  
53 agency or organization, and such other information or material as the  
54 commissioner may prescribe. An application shall not be considered to be  
55 complete until all information and material required by this chapter and  
56 by regulation of the commissioner has been submitted.

1 § 41. Section 399-f of the vehicle and traffic law, as added by chap-  
2 ter 290 of the laws of 1998, is amended to read as follows:

3 § 399-f. Proof of effectiveness. Proof of effectiveness shall be veri-  
4 fiable research documentation submitted by the applicant for sponsorship  
5 showing evidence of effectiveness comparable to that of the national  
6 safety council's defensive driving course as determined by the commis-  
7 sioner in terms of reduced convictions or [~~accidents~~] crashes or both.  
8 This research documentation shall employ accepted research principles  
9 and include treatment and non-treatment control groups comprised of  
10 samples of the representative driver base. In order to establish verifi-  
11 able effectiveness, each sample group should be comprised of a minimum  
12 of three thousand drivers selected randomly. The documentation shall  
13 include conviction or [~~accident~~] crash data for each motorist for a  
14 period of at least eighteen months prior to the course completion date  
15 and at least eighteen months subsequent to such date, and equivalent  
16 time periods for non-treatment control groups. The documentation shall  
17 also include a description of the sampling and analytic procedures used,  
18 and the motorist identification number and course completion date for  
19 all course attendees. The applicant for sponsorship shall provide, at  
20 the request of the commissioner and at the applicant's expense, all  
21 driving record data and analysis used in the development of the submit-  
22 ted research documentation. Submission of any fraudulent or inten-  
23 tionally misleading data will disqualify that organization and all  
24 owners and principals from participating or approval in the [~~accident~~]  
25 crash prevention course for a period of ten years from submission date.  
26 The commissioner may, by regulation, provide for a smaller sample group  
27 for specialized courses.

28 § 42. The article heading of article 12-C of the vehicle and traffic  
29 law, as added by chapter 751 of the laws of 2005, is amended to read as  
30 follows:

31 [~~ACCIDENT~~] CRASH PREVENTION COURSE INTERNET, AND OTHER TECHNOLOGY  
32 PILOT PROGRAM

33 § 43. Section 399-k of the vehicle and traffic law, as added by chap-  
34 ter 751 of the laws of 2005, is amended to read as follows:

35 § 399-k. [~~Accident~~] Crash prevention course internet technology pilot  
36 program. The commissioner shall establish and implement a comprehensive  
37 pilot program to review and study internet, and other technologies as  
38 approved by the commissioner, as a training method for the adminis-  
39 tration and completion of an approved [~~accident~~] crash prevention course  
40 for the purposes of granting point and insurance premium reduction bene-  
41 fits.

42 § 44. Section 399-l of the vehicle and traffic law, as amended by  
43 section 1 of part ZZ of chapter 58 of the laws of 2020, is amended to  
44 read as follows:

45 § 399-l. Application. Applicants for participation in the pilot  
46 program established pursuant to this article shall be among those [~~acci-~~  
47 ~~dent~~] crash prevention course sponsoring agencies that have a course  
48 approved by the commissioner pursuant to article twelve-B of this title  
49 and which deliver such course to the public. Provided, the commissioner  
50 shall, in [~~his or her~~] the commissioner's discretion, approve additional  
51 applications after the effective date of this article. In order to be  
52 approved for participation in such pilot program, the course must comply  
53 with the provisions of law, rules and regulations applicable thereto.  
54 The commissioner may, in [~~his or her~~] the commissioner's discretion,  
55 impose a fee for the submission of each application to participate in

1 the pilot program established pursuant to this article. Such fee shall  
2 not exceed seven thousand five hundred dollars.

3 § 45. Section 399-m of the vehicle and traffic law, as added by chap-  
4 ter 751 of the laws of 2005, is amended to read as follows:

5 § 399-m. Pilot program scope and duration. The commissioner shall  
6 conduct a pilot program designed to evaluate utilizing internet, and  
7 other technologies as approved by the commissioner, for delivering  
8 [~~accident~~] crash prevention courses for point and insurance premium  
9 reduction benefits to the public by permitting qualifying applicants to  
10 participate in the pilot program for a period of five years.

11 § 46. Section 399-n of the vehicle and traffic law, as added by chap-  
12 ter 751 of the laws of 2005, is amended to read as follows:

13 § 399-n. Regulations. 1. The commissioner is authorized and directed  
14 to promulgate any rules and regulations necessary to implement the  
15 provisions of this article and to insure that internet, and other tech-  
16 nology as approved by the commissioner, delivered [~~accident~~] crash  
17 prevention courses established pursuant to this article can validate:  
18 student identity at registration and throughout the course; partic-  
19 ipation throughout the course; that the time requirements are met; and  
20 successful completion of the course. Provided, however, that any rules  
21 and regulations promulgated pursuant to this article shall not stipulate  
22 any particular location for delivery of [~~an accident~~] a crash prevention  
23 course or limit the time of day during which such course may be taken.

24 2. The commissioner is authorized to impose a fee upon each [~~accident~~]  
25 crash prevention course sponsoring agency approved for participation in  
26 the pilot program, which shall not exceed eight dollars for each student  
27 who completes [~~an accident~~] a crash prevention course by means of the  
28 pilot program established pursuant to this article.

29 § 47. Section 399-o of the vehicle and traffic law, as added by chap-  
30 ter 751 of the laws of 2005, is amended to read as follows:

31 § 399-o. Report by commissioner. Within five years of the establish-  
32 ment and implementation of this article, the commissioner shall report  
33 to the governor, the temporary president of the senate and the speaker  
34 of the assembly on the [~~accident~~] crash prevention course internet, and  
35 other technology as approved by the commissioner, pilot program and its  
36 results. Such report shall include recommendations as to the future use  
37 of internet and other technologies as an effective way, in addition to  
38 classroom presentation, to deliver to the public approved [~~accident~~]  
39 crash prevention courses, and qualifications for participants in such  
40 approved internet and other technology-delivered programs.

41 § 48. Paragraph (e) of subdivision 4 of section 503 of the vehicle and  
42 traffic law, as added by section 2 of part E of chapter 59 of the laws  
43 of 2004, is amended to read as follows:

44 (e) Any completion of a motor vehicle [~~accident~~] crash prevention  
45 course approved pursuant to article twelve-B of this chapter shall not  
46 serve to reduce the calculation of points on a person's driving record  
47 for the purposes of this section.

48 § 49. Subdivision 2 of section 506 of the vehicle and traffic law, as  
49 added by chapter 780 of the laws of 1972, is amended to read as follows:

50 2. The commissioner may require every person holding a license issued  
51 pursuant to this article to submit to such an examination as shall be  
52 determined by [~~him~~] the commissioner to be appropriate if such person  
53 has been involved in three [~~accidents~~] crashes while driving a motor  
54 vehicle or motorcycle within a period of eighteen months, if such [~~acci-~~  
55 dents] crashes were required to be reported by section six hundred five  
56 of this chapter.

1 § 50. Subdivision 7 of section 509-a of the vehicle and traffic law,  
2 as added by chapter 599 of the laws of 1993, is amended to read as  
3 follows:

4 (7) [~~accident~~] crash shall include any [~~accident~~] crash with another  
5 vehicle, object or person, which occurs in this state or elsewhere, in  
6 which any person is killed or injured, or in which damage to the proper-  
7 ty of any one person, including the operator, in excess of one thousand  
8 five hundred dollars is sustained, or in which damage in excess of two  
9 thousand five hundred dollars is sustained to any bus as defined in  
10 section one hundred four of this chapter; provided however that [~~acci-~~  
11 ~~dent~~] crashes occurring outside this state shall not be recorded on the  
12 driver's license record.

13 § 51. Subdivisions 1 and 3 of section 509-bb of the vehicle and traf-  
14 fic law, as added by chapter 599 of the laws of 1993, are amended to  
15 read as follows:

16 (1) Any person employed as a bus driver who has on three occasions  
17 been the operator of a motor vehicle involved in [~~an-accident~~] a crash  
18 of a nature or type set forth in section five hundred nine-a of this  
19 article, where such [~~accidents~~] crashes occurred within an eighteen-  
20 month period, shall be subject to reexamination, including a road test,  
21 as provided in this section; provided, however, that if such person is  
22 subject to a period of disqualification pursuant to section five hundred  
23 nine-c or five hundred nine-cc of this article, such reexamination shall  
24 occur not more than forty-five days prior to the completion of such  
25 period of disqualification; and provided, further, that [~~accidents~~]  
26 crashes in which the driver was completely without fault shall not be  
27 included in determining whether such reexamination is required.

28 (3) For purposes of this section, one such [~~accident~~] crash shall not  
29 be counted if the person successfully completes a motor vehicle [~~acci-~~  
30 ~~dent~~] crash prevention course approved by the commissioner.

31 § 52. Subparagraph (iv) of paragraph (b) and paragraphs (d), (e) and  
32 (f) of subdivision 1 and subparagraph (iii) of paragraph (b) and para-  
33 graphs (d), (e) and (f) of subdivision 2 of section 509-c of the vehicle  
34 and traffic law, subparagraph (iv) of paragraph (b) of subdivision 1 and  
35 subparagraph (iii) of paragraph (b) of subdivision 2 as amended by chap-  
36 ter 360 of the laws of 1986, paragraph (d) of subdivision 1 and para-  
37 graph (d) of subdivision 2 as amended by chapter 599 of the laws of 1993  
38 and paragraphs (e) and (f) of subdivision 1 and paragraphs (e) and (f)  
39 of subdivision 2 as added by chapter 599 of the laws of 1993, are  
40 amended to read as follows:

41 (iv) has been convicted of leaving the scene of [~~an-accident~~] a crash  
42 which resulted in personal injury or death under subdivision two of  
43 section six hundred of this chapter or an offense committed outside of  
44 this state which would constitute a violation of subdivision two of  
45 section six hundred of this chapter. Such disqualification shall be for  
46 a period of three years if such conviction occurred prior to September  
47 fifteenth, nineteen hundred eighty-five; or

48 (d) for a period of one year, if that person has accumulated nine or  
49 more points on [~~his or her~~] their driving record for acts that occurred  
50 during an eighteen month period on or after September fifteenth, nine-  
51 teen hundred eighty-five, provided, however, that the disqualification  
52 shall terminate if the person has reduced the points to less than nine  
53 through the successful completion of a motor vehicle [~~accident~~] crash  
54 prevention course.

55 (e) for a period of one year, if that person was the operator of a  
56 motor vehicle involved in two or more [~~accidents~~] crashes of a nature

1 and type set forth in section five hundred nine-a of this article, where  
2 such [~~accidents~~] crashes occurred within an eighteen-month period  
3 following a reexamination conducted pursuant to section five hundred  
4 nine-bb of this article, provided that [~~accidents~~] crashes in which the  
5 driver was completely without fault shall not be included in determining  
6 whether such disqualification is required;

7 (f) for a period of one year, if that person fails to pass a road test  
8 administered pursuant to section five hundred nine-bb of this article;  
9 provided, however, that such person shall be given the opportunity to  
10 complete a motor vehicle [~~accident~~] crash prevention course approved by  
11 the commissioner and to then undergo a second road test administered  
12 pursuant to section five hundred nine-bb of this article, and such  
13 disqualification shall cease if such person passes such second road  
14 test.

15 (iii) has been convicted of leaving the scene of [~~an accident~~] a crash  
16 which resulted in personal injury or death under subdivision two of  
17 section six hundred of this chapter or an offense committed outside of  
18 this state which would constitute a violation of subdivision two of  
19 section six hundred of this chapter; or

20 (d) for a period of one year, if that person accumulates nine or more  
21 points on [~~his or her~~] their driving record for acts occurring during an  
22 eighteen month period, provided, however, that the disqualification  
23 shall terminate if the person has reduced the points to less than nine  
24 through the successful completion of a motor vehicle [~~accident~~] crash  
25 prevention course.

26 (e) for a period of one year, if that person was the operator of a  
27 motor vehicle involved in two or more [~~accidents~~] crashes of a nature  
28 and type set forth in section five hundred nine-a of this article, where  
29 such [~~accidents~~] crashes occurred within an eighteen-month period  
30 following a reexamination conducted pursuant to section five hundred  
31 nine-bb of this article, provided that [~~accidents~~] crashes in which the  
32 driver was completely without fault shall not be included in determining  
33 whether such disqualification is required;

34 (f) for a period of one year, if that person fails to pass a road test  
35 administered pursuant to section five hundred nine-bb of this article;  
36 provided, however, that such person shall be given the opportunity to  
37 complete a motor vehicle [~~accident~~] crash prevention course approved by  
38 the commissioner and to then undergo a second road test administered  
39 pursuant to section five hundred nine-bb of this article, and such  
40 disqualification shall cease if such person passes such second road  
41 test.

42 § 53. Subparagraph (v) of paragraph (b) and paragraphs (d), (e) and  
43 (f) of subdivision 1, subparagraph (iv) of paragraph (c) and paragraphs  
44 (e), (f) and (g) of subdivision 2 of section 509-cc of the vehicle and  
45 traffic law, subparagraph (v) of paragraph (b) of subdivision 1 as added  
46 by chapter 675 of the laws of 1985, paragraph (d) of subdivision 1 and  
47 paragraph (e) of subdivision 2 as amended by chapter 599 of the laws of  
48 1993, paragraphs (e) and (f) of subdivision 1 and paragraphs (f) and (g)  
49 of subdivision 2 as added by chapter 599 of the laws of 1993, and  
50 subparagraph (iv) of paragraph (c) of subdivision 2 as amended by chap-  
51 ter 360 of the laws of 1986, are amended to read as follows:

52 (v) has been convicted of leaving the scene of [~~an accident~~] a crash  
53 which resulted in personal injury or death under section six hundred of  
54 this chapter or an offense committed outside of this state which would  
55 constitute a violation of section six hundred of this chapter.

1 (d) for a period of one year, if that person has accumulated nine or  
2 more points on [~~his or her~~ their] driving record for acts that occurred  
3 during an eighteen month period on or after September fifteenth, nine-  
4 teen hundred eighty-five, provided, however, that the disqualification  
5 shall terminate if the person has reduced the points to less than nine  
6 through the successful completion of a motor vehicle [~~accident~~] crash  
7 prevention course.

8 (e) for a period of one year, if that person [~~or~~] was the operator of  
9 a motor vehicle involved in two or more [~~accidents~~] crashes of a nature  
10 and type set forth in section five hundred nine-a of this article, where  
11 such [~~accidents~~] crashes occurred within an eighteen-month period  
12 following a reexamination conducted pursuant to section five hundred  
13 nine-bb of this article, provided that [~~accidents~~] crashes in which the  
14 driver was completely without fault shall not be included in determining  
15 whether such disqualification is required;

16 (f) for a period of one year, if that person fails to pass a road test  
17 administered pursuant to section five hundred nine-bb of this article;  
18 provided, however, that such person shall be given the opportunity to  
19 complete a motor vehicle [~~accident~~] crash prevention course approved by  
20 the commissioner and to then undergo a second road test administered  
21 pursuant to section five hundred nine-bb of this article, and such  
22 disqualification shall cease if such person passes such second road  
23 test.

24 (iv) has been convicted of leaving the scene of [~~an accident~~] a crash  
25 which resulted in personal injury or death under subdivision two of  
26 section six hundred of this chapter or an offense committed outside of  
27 this state which would constitute a violation of subdivision two of  
28 section six hundred of this chapter; or

29 (e) for a period of one year, if that person accumulates nine or more  
30 points on [~~his or her~~ their] driving record for acts occurring during an  
31 eighteen month period, provided, however, that the disqualification  
32 shall terminate if the person has reduced the points to less than nine  
33 through the successful completion of a motor vehicle [~~accident~~] crash  
34 prevention course.

35 (f) for a period of one year, if that person was the operator of a  
36 motor vehicle involved in two or more [~~accidents~~] crashes of a nature  
37 and type set forth in section five hundred nine-a of this article, where  
38 such [~~accidents~~] crashes occurred within an eighteen-month period  
39 following a reexamination conducted pursuant to section five hundred  
40 nine-bb of this article, provided that [~~accidents~~] crashes in which the  
41 driver was completely without fault shall not be included in determining  
42 whether such disqualification is required;

43 (g) for a period of one year, if that person fails to pass a road test  
44 administered pursuant to section five hundred nine-bb of this article;  
45 provided, however, that such person shall be given the opportunity to  
46 complete a motor vehicle [~~accident~~] crash prevention course approved by  
47 the commissioner and to then undergo a second road test administered  
48 pursuant to section five hundred nine-bb of this article, and such  
49 disqualification shall cease if such person passes such second road  
50 test.

51 § 54. Subdivision 7 of section 509-d of the vehicle and traffic law,  
52 as added by chapter 599 of the laws of 1993, is amended to read as  
53 follows:

54 (7) Each motor carrier shall prepare a report setting forth: (a) the  
55 number of miles travelled by buses operated by such motor carrier in the  
56 preceding twelve months; (b) the number of convictions and [~~accidents~~]

1 crashes involving any driver employed by such motor carrier during the  
2 preceding twelve months, as reported to such carrier pursuant to section  
3 five hundred nine-f of this [~~chapter~~] article; and (c) the number of  
4 convictions and [~~accidents~~] crashes per ten thousand miles travelled.  
5 Such report shall be filed with the department as an attachment to the  
6 affidavit of compliance required by subdivision (c) of section five  
7 hundred nine-j of this [~~chapter~~] article, and a copy of such report  
8 shall be made available by the carrier to any person upon request.

9 § 55. Section 509-e of the vehicle and traffic law, as amended by  
10 chapter 853 of the laws of 1975, is amended to read as follows:

11 § 509-e. Annual review of driving record. Each motor carrier shall, at  
12 least once every twelve months, review the driving record of each bus  
13 driver it employs to determine whether that driver meets minimum  
14 requirements for safe driving and is qualified to drive a bus pursuant  
15 to section five hundred nine-b of this article. In reviewing a driving  
16 record, the motor carrier must consider any evidence that the bus driver  
17 has violated applicable provisions of the vehicle and traffic law. The  
18 motor carrier must also consider the driver's [~~accident~~] crash record  
19 and any evidence that the driver has violated laws governing the opera-  
20 tion of motor vehicles, such as speeding, reckless driving, and operat-  
21 ing while under the influence of alcohol or drugs, that indicate that  
22 the driver has exhibited a disregard for the safety of the public. Such  
23 information shall be recorded in the employer's record.

24 § 56. Section 509-f of the vehicle and traffic law, as amended by  
25 chapter 599 of the laws of 1993, is amended to read as follows:

26 § 509-f. Record of violations. Each motor carrier shall, at least once  
27 every twelve months, require each bus driver it employs to prepare and  
28 furnish it with a list of all violations of motor vehicle traffic laws  
29 and ordinances (other than violations involving only parking) of which  
30 the driver has been convicted or on account of which [~~he~~] the driver has  
31 forfeited bond or collateral and all [~~accidents~~] crashes of a nature or  
32 type set forth in section five hundred nine-a of this article in which  
33 the driver was involved during the preceding twelve months whether such  
34 violations or [~~accidents~~] crashes occurred in this state or elsewhere.  
35 Such information shall be recorded in the employer's record.

36 § 57. Subdivisions 1-b and 4 of section 509-i of the vehicle and traf-  
37 fic law, subdivision 1-b as added and subdivision 4 as amended by chap-  
38 ter 599 of the laws of 1993, are amended to read as follows:

39 1-b. A driver who is involved in [~~an accident~~] a crash of a nature or  
40 type set forth in section five hundred nine-a of this article in any  
41 jurisdiction shall notify [~~his or her~~] their employer within five work-  
42 ing days from the date of the [~~accident~~] crash. A driver who fails to  
43 notify [~~his or her~~] their employer of such [~~accident~~] crash within the  
44 five working day period shall be subject to a five working day suspen-  
45 sion.

46 4. In addition to the requirements of subdivision three of this  
47 section, the commissioner shall notify the motor carrier of any  
48 conviction for any traffic violation or [~~accident~~] crash resulting from  
49 operation of a motor vehicle against a bus driver employed by the motor  
50 carrier, shall require payment of the fee necessary to defray the cost  
51 of the notification, and shall require all motor carriers to establish  
52 an escrow account with the department which shall be used to pay for the  
53 costs incurred by the department when it informs the motor carrier of a  
54 driver's conviction or [~~accident~~] crash; and may, if requested by a  
55 political subdivision which contracts with a motor carrier for the

1 transportation of school children, provide such notice to the political  
2 subdivision.

3 § 58. Subparagraph (iii) of paragraph a of subdivision 2 of section  
4 510 of the vehicle and traffic law, as amended by chapter 47 of the laws  
5 of 1988, is amended to read as follows:

6 (iii) of any violation of subdivision two of section six hundred or  
7 section three hundred ninety-two of this chapter or of a local law or  
8 ordinance making it unlawful to leave the scene of [~~an accident~~] a crash  
9 without reporting;

10 § 59. Paragraph (a) of subdivision 4 of section 510-a of the vehicle  
11 and traffic law, as amended by section 1 of part C of chapter 58 of the  
12 laws of 2013, is amended to read as follows:

13 (a) A serious traffic violation shall mean operating a commercial  
14 motor vehicle in violation of any provision of this chapter or the laws  
15 or ordinances of any other state or locality outside of this state that  
16 restricts or prohibits the use of a hand-held mobile telephone or a  
17 portable electronic device while operating a commercial motor vehicle or  
18 in violation of any provision of this chapter or the laws of any other  
19 state, the District of Columbia or any Canadian province which (i)  
20 limits the speed of motor vehicles, provided the violation involved  
21 fifteen or more miles per hour over the established speed limit; (ii) is  
22 defined as reckless driving by state or local law or regulation; (iii)  
23 prohibits improper or erratic lane change; (iv) prohibits following too  
24 closely; (v) relates to motor vehicle traffic (other than parking,  
25 standing or stopping) and which arises in connection with a fatal [~~acci-~~  
26 ~~dent~~] crash; (vi) operating a commercial motor vehicle without first  
27 obtaining a commercial driver's license as required by section five  
28 hundred one of this title; (vii) operating a commercial motor vehicle  
29 without a commercial driver's license in the driver's possession; or  
30 (viii) operating a commercial motor vehicle without the proper class of  
31 commercial driver's license and/or endorsement for the specific vehicle  
32 being operated or for the passengers or type of cargo being transported.

33 § 60. Section 520 of the vehicle and traffic law, as amended by chap-  
34 ter 607 of the laws of 1979, is amended to read as follows:

35 § 520. Statement of findings and declaration of purpose. The ever-in-  
36 creasing number of [~~accidents~~] crashes, personal injuries and deaths  
37 resulting from alcohol or drug-related traffic offenses is a matter of  
38 great concern to the legislature. The diminished perception of intoxi-  
39 cated and impaired operators of motor vehicles presents a constant and  
40 intolerable threat to the lives and well-being of the citizens of the  
41 state. Efforts aimed at alleviating this threat have proven inadequate.  
42 The public interest in the cause of highway safety will be well served  
43 by the implementation of a permanent program of rehabilitation for those  
44 operators convicted of alcohol or drug-related traffic offenses and  
45 certain operators who have been adjudicated youthful offenders for alco-  
46 hol or drug-related traffic offenses. The commissioner of motor vehicles  
47 should have the authority to offer to such operators an opportunity for  
48 rehabilitation, thereby reducing the threat aimed at themselves and the  
49 people of the state.

50 § 61. Section 523-b of the vehicle and traffic law, as added by chap-  
51 ter 596 of the laws of 1975, is amended to read as follows:

52 § 523-b. Experimental driver safety programs. The commissioner may  
53 study the feasibility of programs to improve driver behavior, attitude,  
54 performance or skills in order to reduce motor vehicle [~~accidents~~] cras-  
55 hes and traffic violations, and to promote highway safety. [~~He~~] The  
56 commissioner shall have the authority to establish such programs on a

1 limited, experimental basis in order to assist in such feasibility study  
 2 provided any such program is funded by any source other than state  
 3 funds, or if any such program is to be funded with state funds, then  
 4 ~~[he]~~ the commissioner may establish such program only with the approval  
 5 of the director of the division of the budget.

6 § 62. The article heading of article 22 of the vehicle and traffic law  
 7 is amended to read as follows:

8                                   [~~ACCIDENTS~~] CRASHES AND [~~ACCIDENT~~]  
 9   CRASH REPORTS

10 § 62-a. The title heading of title 6 of the vehicle and traffic law is  
 11 amended to read as follows:

12                                   [~~ACCIDENTS~~] CRASHES AND  
 13                                   [~~ACCIDENT~~] CRASH REPORTS

14 § 63. Paragraph b of subdivision 1 of section 600 of the vehicle and  
 15 traffic law, as amended by section 4 of part AAA of chapter 59 of the  
 16 laws of 2017, is amended to read as follows:

17 b. It shall be the duty of any member of a law enforcement agency who  
 18 is at the scene of the [~~accident~~] crash to request the said operator or  
 19 operators of the motor vehicles, when physically capable of doing so, to  
 20 exchange the information required hereinabove and such member of a law  
 21 enforcement agency shall assist such operator or operators in making  
 22 such exchange of information in a reasonable and harmonious manner.

23 A violation of the provisions of paragraph a of this subdivision shall  
 24 constitute a traffic infraction punishable by a fine of up to two  
 25 hundred fifty dollars or a sentence of imprisonment for up to fifteen  
 26 days or both such fine and imprisonment.

27 § 64. Paragraph b of subdivision 2 of section 600 of the vehicle and  
 28 traffic law, as amended by section 4 of part AAA of chapter 59 of the  
 29 laws of 2017, is amended to read as follows:

30 b. It shall be the duty of any member of a law enforcement agency who  
 31 is at the scene of the [~~accident~~] crash to request the said operator or  
 32 operators of the motor vehicles, when physically capable of doing so, to  
 33 exchange the information required hereinabove and such member of a law  
 34 enforcement agency shall assist such operator or operators in making  
 35 such exchange of information in a reasonable and harmonious manner.

36 § 65. Section 603 of the vehicle and traffic law, as amended by chap-  
 37 ter 550 of the laws of 1993 and subdivision 1 as amended by chapter 432  
 38 of the laws of 1997, is amended to read as follows:

39 § 603. [~~Accidents~~] Crashes; police authorities and coroners to report.  
 40 1. Every police or judicial officer to whom [~~an accident~~] a crash  
 41 resulting in injury to a person shall have been reported, pursuant to  
 42 the foregoing provisions of this chapter, shall immediately investigate  
 43 the facts, or cause the same to be investigated, and report the matter  
 44 to the commissioner forthwith; provided, however, that the report of the  
 45 [~~accident~~] crash is made to the police officer or judicial officer with-  
 46 in five days after such [~~accident~~] crash. Every coroner, or other offi-  
 47 cial performing like functions, shall likewise make a report to the  
 48 commissioner with respect to all deaths found to have been the result of  
 49 motor vehicle or motorcycle [~~accidents~~] crashes. Such report shall  
 50 include information on the width and length of trucks, tractors, trail-  
 51 ers and semitrailers, which are in excess of ninety-five inches in width  
 52 or thirty-four feet in length and which are involved in such [~~accidents~~]  
 53 crashes, whether such [~~accident~~] crash took place in a work area and  
 54 whether it was being operated with an overweight or overdimension  
 55 permit. Such report shall distinctly indicate and include information

1 as to whether the inflatable restraint system inflated and deployed.  
2 Nothing contained in this subdivision shall be deemed to preclude a  
3 police officer from reporting any other [~~accident~~] crash which, in the  
4 judgment of such police officer, would be required to be reported to the  
5 commissioner by the operator of a vehicle pursuant to section six  
6 hundred five of this article.

7 2. In addition to the requirements of subdivision one of this section,  
8 every police officer or judicial officer to whom [~~an accident~~] a crash  
9 shall have been reported involving a commercial vehicle as defined in  
10 either subdivision four of section five hundred one-a or subdivision one  
11 of section five hundred nine-p of this chapter shall immediately inves-  
12 tigate the facts, or cause the same to be investigated and report the  
13 matter to the commissioner forthwith, provided that the report of the  
14 [~~accident~~] crash is made to the police officer or judicial officer with-  
15 in five days after such [~~accident~~] crash, whenever such [~~accident~~] crash  
16 has resulted in (i) a vehicle being towed from the [~~accident~~] crash  
17 scene as the result of incurring disabling damage, (ii) a fatality, or  
18 (iii) any individual being transported to a medical facility to receive  
19 treatment as the result of physical injury sustained in the [~~accident~~]  
20 crash.

21 § 65-a. Subdivision 1 of section 603 of the vehicle and traffic law,  
22 as amended by chapter 196 of the laws of 2024, is amended to read as  
23 follows:

24 1. Every police or judicial officer to whom [~~an accident~~] a crash  
25 resulting in injury to a person shall have been reported, pursuant to  
26 the foregoing provisions of this chapter or pursuant to the provisions  
27 of sections twelve hundred forty or twelve hundred forty-one of this  
28 chapter involving a bicycle with electric assist or pursuant to the  
29 provisions of [~~sections~~] section twelve hundred eighty-seven or twelve  
30 hundred eighty-eight of this chapter, shall immediately investigate the  
31 facts, or cause the same to be investigated, and report the matter to  
32 the commissioner forthwith; provided, however, that the report of the  
33 [~~accident~~] crash is made to the police officer or judicial officer with-  
34 in five days after such [~~accident~~] crash. Every coroner, or other offi-  
35 cial performing like functions, shall likewise make a report to the  
36 commissioner with respect to all deaths found to have been the result of  
37 motor vehicle, motorcycle, electric scooter, or bicycle with electric  
38 assist [~~accidents~~] crashes. Such report shall include information  
39 regarding the type or types of vehicles involved, including passenger  
40 motor vehicles, commercial motor vehicles, motorcycles, limited use  
41 motorcycles, off-highway motorcycles, electric scooters, bicycles with  
42 electric assist and/or bicycles. Such report shall include information  
43 on the width and length of trucks, tractors, trailers and semitrailers,  
44 which are in excess of ninety-five inches in width or thirty-four feet  
45 in length and which are involved in such [~~accidents~~] crashes, whether  
46 such accident took place in a work area and whether it was being oper-  
47 ated with an overweight or overdimension permit. Such report shall  
48 distinctly indicate and include information as to whether the inflatable  
49 restraint system inflated and deployed. Nothing contained in this subdi-  
50 vision shall be deemed to preclude a police officer from reporting any  
51 other [~~accident~~] crash which, in the judgment of such police officer,  
52 would be required to be reported to the commissioner by the operator of  
53 a vehicle pursuant to section six hundred five of this article.

54 § 66. Section 603-a of the vehicle and traffic law, as added by chap-  
55 ter 408 of the laws of 2001, subdivision 1 as amended by chapter 489 of

1 the laws of 2017 and paragraph (b) of subdivision 1 as amended by chap-  
2 ter 27 of the laws of 2018, is amended to read as follows:

3 § 603-a. ~~Accidents~~ Crashes; police authorities to investigate. 1. In  
4 addition to the requirements of section six hundred three of this arti-  
5 cle, whenever a motor vehicle [~~accident~~] crash results in serious phys-  
6 ical injury or death to a person, and such [~~accident~~] crash either is  
7 discovered by a police officer, or reported to a police officer within  
8 five days after such [~~accident~~] crash occurred, the police shall conduct  
9 an investigation of such [~~accident~~] crash.

10 (a) Such investigation shall be conducted for the purposes of making a  
11 determination of the following: the facts and circumstances of the  
12 [~~accident~~] crash; the type or types of vehicles involved, including  
13 passenger motor vehicles, commercial motor vehicles, motorcycles, limit-  
14 ed use motorcycles, off-highway motorcycles, and/or bicycles; whether  
15 pedestrians were involved; the contributing factor or factors; whether  
16 it can be determined if a violation or violations of this chapter  
17 occurred, and if so, the specific provisions of this chapter which were  
18 violated and by whom; and, the cause of such [~~accident~~] crash, where  
19 such cause can be determined.

20 (b) When present at the scene of such [~~accident~~] crash, the investi-  
21 gating officer shall also request that all operators of motor vehicles  
22 involved in such [~~accident~~] crash submit to field testing as defined in  
23 section eleven hundred ninety-four of this chapter provided there are  
24 reasonable grounds to believe such motor vehicle operator committed a  
25 serious traffic violation in the same [~~accident~~] crash. The results of  
26 such field testing or refusal of such testing shall be included in the  
27 police investigation report. For the purposes of this section, "serious  
28 traffic violation" shall mean operating a motor vehicle in violation of  
29 any of the following provisions of this chapter: articles twenty-three,  
30 twenty-four, twenty-five, twenty-six, twenty-eight, twenty-nine and  
31 thirty and sections five hundred eleven, six hundred and twelve hundred  
32 twelve.

33 (c) The police shall forward a copy of the investigation report to the  
34 commissioner within five business days of the completion of such report.

35 2. For purposes of this section, the following terms shall have the  
36 following meanings:

37 (a) "commercial motor vehicle" shall have the same meaning as such  
38 term is defined in either subdivision four of section five hundred one-a  
39 or subdivision one of section five hundred nine-p of this chapter; and

40 (b) "serious physical injury" shall have the same meaning as such term  
41 is defined in section 10.00 of the penal law.

42 § 66-a. The opening paragraph and paragraph (a) of subdivision 1 of  
43 section 603-a of the vehicle and traffic law, as amended by chapter 196  
44 of the laws of 2024, are amended to read as follows:

45 In addition to the requirements of section six hundred three of this  
46 article, whenever a motor vehicle, bicycle with electric assist, or  
47 electric scooter [~~accident~~] crash results in serious physical injury or  
48 death to a person, and such [~~accident~~] crash either is discovered by a  
49 police officer, or reported to a police officer within five days after  
50 such [~~accident~~] crash occurred, the police shall conduct an investi-  
51 gation of such [~~accident~~] crash.

52 (a) Such investigation shall be conducted for the purposes of making a  
53 determination of the following: the facts and circumstances of the acci-  
54 dent; the type or types of vehicles involved, including passenger motor  
55 vehicles, commercial motor vehicles, motorcycles, limited use motorcy-  
56 cles, off-highway motorcycles, electric scooters, bicycles with electric

1 assist, and/or bicycles; whether pedestrians were involved; the contrib-  
2 uting factor or factors; whether it can be determined if a violation or  
3 violations of this chapter occurred, and if so, the specific provisions  
4 of this chapter which were violated and by whom; and, the cause of such  
5 [~~accident~~] ~~crash~~, where such cause can be determined.

6 § 67. Section 603-b of the vehicle and traffic law, as amended by  
7 chapter 408 of the laws of 2007, is amended to read as follows:

8 § 603-b. [~~Accidents~~] ~~Crashes~~; police to indicate serious physical  
9 injury and death on simplified traffic information or summons and  
10 [~~compliant~~] ~~complaint~~. In addition to the requirements of section six  
11 hundred three of this article and subdivision twelve of section eleven  
12 hundred ninety-two of this chapter, in every case where a law enforce-  
13 ment officer is required to report pursuant to section six hundred three  
14 of this article and a person is charged with a violation of this chapter  
15 arising out of such [~~accident~~] ~~crash~~, the law enforcement officer alleg-  
16 ing such charge shall make a clear notation in the "Description of  
17 Violation" section of a simplified traffic information, or in an area  
18 provided on a summons and complaint pursuant to subdivision one of  
19 section two hundred twenty-six of this chapter, if, arising out of the  
20 same [~~accident~~] ~~crash~~, someone other than the person charged was killed  
21 or suffered serious physical injury as defined in section 10.00 of the  
22 penal law; such notation shall be in the form of a "D" if someone other  
23 than the person charged was killed and such notation shall be in the  
24 form of a "S.P.I." if someone other than the person charged suffered  
25 serious physical injury; provided however, that the failure to make such  
26 notation shall in no way affect a charge for a violation of this chap-  
27 ter.

28 § 68. Section 604 of the vehicle and traffic law is amended to read as  
29 follows:

30 § 604. Reports; contents; preparation; distribution; filing. Reports  
31 of [~~accidents~~] ~~crashes~~ required under the preceding section, or under  
32 the rules and regulations of the commissioner, shall be upon forms  
33 prepared by [~~him~~] ~~the commissioner~~ and contain such information as [~~he~~]  
34 ~~the commissioner~~ shall prescribe. Blank forms for such reports shall be  
35 printed by the commissioner and a supply sent to all city, town and  
36 village clerks and to the chief officer of every city police department  
37 for general distribution and use as herein provided. Reports of [~~acci-~~  
38 ~~dents~~] ~~crashes~~, required under the preceding section, shall be sent to  
39 and filed with the commissioner at the main office of the bureau of  
40 motor vehicles in the city of Albany, except as otherwise provided by  
41 the rules and regulations of the commissioner.

42 § 68-a. Section 604 of the vehicle and traffic law, as amended by  
43 chapter 196 of the laws of 2024, is amended to read as follows:

44 § 604. Reports; contents; preparation; distribution; filing. Reports  
45 of [~~accidents~~] ~~crashes~~ required under sections six hundred three and six  
46 hundred three-a of this article, or under the rules and regulations of  
47 the commissioner, shall be upon forms prepared by the commissioner and  
48 contain such information as the commissioner shall prescribe; provided,  
49 however, that the commissioner shall provide space on such forms to  
50 indicate the type or types of vehicles involved, including passenger  
51 motor vehicles, commercial motor vehicles, motorcycles, limited use  
52 motorcycles, off-highway motorcycles, electric scooters, bicycles with  
53 electric assist, and/or bicycles. Blank forms for such reports shall be  
54 printed by the commissioner and a supply sent to all city, town and  
55 village clerks and to the chief officer of every city police department  
56 for general distribution and use as herein provided. Reports of [~~acci-~~

1 ~~dent~~] crashes, required under the preceding section, shall be sent to  
2 and filed with the commissioner at the main office of the bureau of  
3 motor vehicles in the city of Albany, except as otherwise provided by  
4 the rules and regulations of the commissioner.

5 § 69. Section 605 of the vehicle and traffic law, as amended by chap-  
6 ter 254 of the laws of 1989, paragraphs 1 and 2 of subdivision (a) as  
7 amended by chapter 498 of the laws of 1999, paragraph 4 of subdivision  
8 (a) as amended by chapter 71 of the laws of 2004 and subdivision (c) as  
9 amended by chapter 161 of the laws of 1996, is amended to read as  
10 follows:

11 § 605. Report required upon [~~accident~~] crash. (a) 1. Every person  
12 operating a motor vehicle, except a police officer (as defined in subdi-  
13 vision thirty-four of section 1.20 of the criminal procedure law), a  
14 correction officer, or a firefighter, operating a police department, a  
15 correction department, or fire department vehicle respectively while on  
16 duty, if a report has been filed by the owner of such vehicle, which is  
17 in any manner involved in [~~an accident~~] a crash, anywhere within the  
18 boundaries of this state, in which any person is killed or injured, or  
19 in which damage to the property of any one person, including [~~himself~~]  
20 that of the owner, in excess of one thousand dollars is sustained, shall  
21 within ten days after such [~~accident~~] crash, report the matter in writ-  
22 ing to the commissioner. If such operator or chauffeur be physically  
23 incapable of making such report and there be another participant in the  
24 [~~accident~~] crash not incapacitated, such participant shall make such  
25 report within ten days after such [~~accident~~] crash. If the operator or  
26 chauffeur involved in such [~~accident~~] crash be unable to make such  
27 report, the owner of the motor vehicle involved in such [~~accident~~]  
28 crash, if such owner be not involved in such [~~accident~~] crash or inca-  
29 pacitated, shall within ten days after [~~he learns~~] learning of the fact  
30 of such [~~accident~~] crash report the matter to the commissioner together  
31 with such information as may have come to [~~his~~] the owner's knowledge  
32 relating to such [~~accident~~] crash. Every such operator or chauffeur of a  
33 motor vehicle, or participant in any such [~~accident~~] crash, or owner of  
34 the motor vehicle involved in any such [~~accident~~] crash, shall make such  
35 other and additional reports as the commissioner shall require.

36 2. Failure to report an [~~accident~~] crash as herein provided or failure  
37 to give correctly the information required [~~of him~~] by the commissioner  
38 in connection with such report shall be a misdemeanor and shall consti-  
39 tute a ground for suspension or revocation of the operator's (or chauf-  
40 feur's) license or all certificates of registration for any motor vehi-  
41 cle, or of both, of the person failing to make such report as herein  
42 required. In addition, the commissioner may temporarily suspend the  
43 driver's license or permit or certificate of registration of the motor  
44 vehicle involved in the [~~accident~~] crash, or of both, of the person  
45 failing to report [~~an accident~~] a crash within the period prescribed in  
46 paragraph one of this subdivision, until such report has been filed.  
47 However, no suspension or a revocation shall be made of a license or  
48 certificate of registration of any police officer, correction officer,  
49 or firefighter involved in [~~an accident~~] a crash while on duty for fail-  
50 ure to report such [~~accident~~] crash within ten days thereof if a report  
51 has been filed by the owner of such vehicle.

52 3. In the case of a non-resident the failure to report [~~an accident~~] a  
53 crash as herein provided shall constitute ground for suspension or revo-  
54 cation of [~~his~~] the privileges of operating a motor vehicle in this  
55 state and of the operation within this state of any motor vehicle owned  
56 by [~~him~~] the owner.

1 4. When a report required by this section is made by an owner or an  
2 operator of a fire vehicle, as defined by section one hundred fifteen-a  
3 of this chapter, or a police vehicle, as defined by section one hundred  
4 thirty-two-a of this chapter, when such [~~accident~~] crash occurred during  
5 the operation of such vehicle in response to an emergency where the  
6 operator was responding to a call to duty as a paid or volunteer member  
7 of any fire department, or in the case of a police vehicle, when such  
8 [~~accident~~] crash occurred during emergency operation, as defined by  
9 section one hundred fourteen-b of this chapter, the commissioner shall  
10 omit the event described in such report from the operator's external  
11 license abstract. Provided, however, the commissioner shall not omit  
12 the event described in such report from the operator's external license  
13 abstract if as a result of such event such operator has either (i) been  
14 charged with a violation of this chapter or of the penal law, unless the  
15 commissioner receives evidence that such charge has been dismissed, or  
16 that the action has otherwise been terminated in favor of the accused  
17 pursuant to section 160.50 of the criminal procedure law, or that the  
18 charge has otherwise been adjudicated in an administrative or other  
19 proceeding in favor of the defendant operator or (ii) been found to have  
20 been grossly negligent by a final order of a court of competent juris-  
21 diction.

22 (b) Every person operating a bicycle which is in any manner involved  
23 in [~~an accident~~] a crash on a public highway in this state in which any  
24 person is killed, other than the operator, or suffers serious physical  
25 injury as defined pursuant to subdivision ten of section 10.00 of the  
26 penal law, shall within ten days after such operator learns of the fact  
27 of such death or serious physical injury, report the matter in writing  
28 to the commissioner. If such operator is physically incapable of making  
29 such report within ten days, [~~he or she~~] the operator shall make the  
30 report immediately upon recovery from the physical incapacity. If such  
31 operator is an unemancipated minor who is incapable of making such  
32 report for any reason, the parent or guardian of such operator shall  
33 make such report within ten days after learning of the fact of such  
34 [~~accident~~] crash. Every such operator of a bicycle, or parent or guardi-  
35 an of such unemancipated minor operator, shall make such other and addi-  
36 tional reports as the commissioner shall require.

37 (c) The report required by this section shall be made in such form and  
38 number as the commissioner may prescribe. Such report shall include  
39 information on the width and length of trucks, tractors, trailers and  
40 semitrailers, which are in excess of ninety-five inches in width or  
41 thirty-four feet in length and which are involved in such [~~accidents~~]  
42 crashes, whether such [~~accident~~] crash took place in a work area and  
43 whether it was being operated with an overweight or over dimension  
44 permit. Such report shall distinctly indicate and include information as  
45 to whether the inflatable restraint system inflated and deployed.

46 § 69-a. Subdivisions (b) and (c) of section 605 of the vehicle and  
47 traffic law, as amended by chapter 196 of the laws of 2024, are amended  
48 to read as follows:

49 (b) Every person operating an electric scooter or a bicycle which is  
50 in any manner involved in [~~an accident~~] a crash on a public highway in  
51 this state in which any person is killed, other than the operator, or  
52 suffers serious physical injury as defined pursuant to subdivision ten  
53 of section 10.00 of the penal law, shall within ten days after such  
54 operator learns of the fact of such death or serious physical injury,  
55 report the matter in writing to the commissioner. If such operator is  
56 physically incapable of making such report within ten days, [~~he or she~~]

1 the operator shall make the report immediately upon recovery from the  
2 physical incapacity. If such operator is an unemancipated minor who is  
3 incapable of making such report for any reason, the parent or guardian  
4 of such operator shall make such report within ten days after learning  
5 of the fact of such [~~accident~~] crash. Every such operator of an electric  
6 scooter or a bicycle, or parent or guardian of such unemancipated minor  
7 operator, shall make such other and additional reports as the commis-  
8 sioner shall require.

9 (c) The report required by this section shall be made in such form and  
10 number as the commissioner may prescribe. Such report shall include  
11 information on the width and length of trucks, tractors, trailers and  
12 semitrailers, which are in excess of ninety-five inches in width or  
13 thirty-four feet in length and which are involved in such [~~accidents~~]  
14 crashes, whether such [~~accident~~] crash took place in a work area and  
15 whether it was being operated with an overweight or over dimension  
16 permit. Such report shall distinctly indicate and include information as  
17 to whether the inflatable restraint system inflated and deployed. Such  
18 report shall include information on the type or types of vehicles  
19 involved, including passenger motor vehicles, commercial motor vehicles,  
20 motorcycles, limited use motorcycles, off-highway motorcycles, electric  
21 scooters, bicycles with electric assist, and/or bicycles.

22 § 70. Section 606 of the vehicle and traffic law, as added by chapter  
23 429 of the laws of 2015, is amended to read as follows:

24 § 606. Processing of required reports. The commissioner, when process-  
25 ing reports of [~~accidents~~] crashes filed pursuant to this article, shall  
26 give priority to reports involving serious physical injury (as defined  
27 in subdivision ten of section 10.00 of the penal law) or death.

28 § 71. Paragraphs 2 and 3 of subdivision (m) of section 1111-a of the  
29 vehicle and traffic law, as amended by section 10 of part TT of chapter  
30 58 of the laws of 2019, are amended to read as follows:

31 2. within each borough of such city, the aggregate number, type and  
32 severity of [~~accidents~~] crashes reported at intersections where a traff-  
33 ic-control signal photo violation-monitoring system is used for the  
34 three years preceding the installation of such system, to the extent the  
35 information is maintained by the department of motor vehicles of this  
36 state;

37 3. within each borough of such city, the aggregate number, type and  
38 severity of [~~accidents~~] crashes reported at intersections where a traff-  
39 ic-control signal photo violation-monitoring system is used for the  
40 reporting year, as well as for the preceding three years that the traff-  
41 ic-control signal photo violation-monitoring system has been opera-  
42 tional, to the extent the information is maintained by the department of  
43 motor vehicles of this state;

44 § 72. Paragraphs 2 and 3 of subdivision (n) of section 1111-b of the  
45 vehicle and traffic law, as amended by section 11 of part TT of chapter  
46 58 of the laws of 2019, are amended to read as follows:

47 2. the aggregate number, type and severity of [~~accidents~~] crashes  
48 reported at intersections where a traffic-control signal photo viola-  
49 tion-monitoring system is used for the three years preceding the instal-  
50 lation of such system, to the extent the information is maintained by  
51 the department of motor vehicles of this state;

52 3. the aggregate number, type and severity of [~~accidents~~] crashes  
53 reported at intersections where a traffic-control signal photo viola-  
54 tion-monitoring system is used for the reporting year, as well as for  
55 each year that the traffic-control signal photo violation-monitoring

1 system has been operational, to the extent the information is maintained  
2 by the department of motor vehicles of this state;

3 § 73. Paragraphs 2 and 3 of subdivision (m) of section 1111-b of the  
4 vehicle and traffic law, as amended by section 12 of part TT of chapter  
5 58 of the laws of 2019, are amended to read as follows:

6 2. the aggregate number, type and severity of [~~accidents~~] crashes  
7 reported at intersections where a traffic-control signal photo viola-  
8 tion-monitoring system is used for the three years preceding the instal-  
9 lation of such system, to the extent the information is maintained by  
10 the department of motor vehicles of this state;

11 3. the aggregate number, type and severity of [~~accidents~~] crashes  
12 reported at intersections where a traffic-control signal photo viola-  
13 tion-monitoring system is used for the reporting year, as well as for  
14 each year that the traffic-control signal photo violation-monitoring  
15 system has been operational, to the extent the information is maintained  
16 by the department of motor vehicles of this state;

17 § 74. Paragraphs 2 and 3 of subdivision (n) of section 1111-b of the  
18 vehicle and traffic law, as amended by section 13 of part TT of chapter  
19 58 of the laws of 2019, are amended to read as follows:

20 2. the aggregate number, type and severity of [~~accidents~~] crashes  
21 reported at intersections where a traffic-control signal photo viola-  
22 tion-monitoring system is used for the three years preceding the instal-  
23 lation of such system, to the extent the information is maintained by  
24 the department of motor vehicles of this state;

25 3. the aggregate number, type and severity of [~~accidents~~] crashes  
26 reported at intersections where a traffic-control signal photo viola-  
27 tion-monitoring system is used for the reporting year, as well as for  
28 each year that the traffic-control signal photo violation-monitoring  
29 system has been operational, to the extent the information is maintained  
30 by the department of motor vehicles of this state;

31 § 75. Paragraphs 2 and 3 of subdivision (m) of section 1111-d of the  
32 vehicle and traffic law, as amended by section 14 of part TT of chapter  
33 58 of the laws of 2019, are amended to read as follows:

34 2. the aggregate number, type and severity of [~~accidents~~] crashes  
35 reported at intersections where a traffic-control signal photo viola-  
36 tion-monitoring system is used for the three years preceding the instal-  
37 lation of such system, to the extent the information is maintained by  
38 the department of motor vehicles of this state;

39 3. the aggregate number, type and severity of [~~accidents~~] crashes  
40 reported at intersections where a traffic-control signal photo viola-  
41 tion-monitoring system is used for the reporting year, as well as for  
42 each year that the traffic-control signal photo violation-monitoring  
43 system has been operational, to the extent the information is maintained  
44 by the department of motor vehicles of this state;

45 § 76. Paragraphs 2 and 3 of subdivision (m) of section 1111-d of the  
46 vehicle and traffic law, as amended by section 15 of part TT of chapter  
47 58 of the laws of 2019, are amended to read as follows:

48 2. the aggregate number, type and severity of [~~accidents~~] crashes  
49 reported at intersections where a traffic-control signal photo viola-  
50 tion-monitoring system is used for the three years preceding the instal-  
51 lation of such system, to the extent the information is maintained by  
52 the department of motor vehicles of this state;

53 3. the aggregate number, type and severity of [~~accidents~~] crashes  
54 reported at intersections where a traffic-control signal photo viola-  
55 tion-monitoring system is used for the reporting year, as well as for  
56 each year that the traffic-control signal photo violation-monitoring

1 system has been operational, to the extent the information is maintained  
2 by the department of motor vehicles of this state;

3 § 77. Paragraphs 2 and 3 of subdivision (m) of section 1111-d of the  
4 vehicle and traffic law, as amended by section 16 of part TT of chapter  
5 58 of the laws of 2019, are amended to read as follows:

6 2. the aggregate number, type and severity of [~~accidents~~] crashes  
7 reported at intersections where a traffic-control signal photo viola-  
8 tion-monitoring system is used for the three years preceding the instal-  
9 lation of such system, to the extent the information is maintained by  
10 the department of motor vehicles of this state;

11 3. the aggregate number, type and severity of [~~accidents~~] crashes  
12 reported at intersections where a traffic-control signal photo viola-  
13 tion-monitoring system is used for the reporting year, as well as for  
14 each year that the traffic-control signal photo violation-monitoring  
15 system has been operational, to the extent the information is maintained  
16 by the department of motor vehicles of this state;

17 § 78. Paragraphs 2 and 3 of subdivision (m) of section 1111-e of the  
18 vehicle and traffic law, as amended by section 17 of part TT of chapter  
19 58 of the laws of 2019, are amended to read as follows:

20 2. the aggregate number, type and severity of [~~accidents~~] crashes  
21 reported at intersections where a traffic-control signal photo viola-  
22 tion-monitoring system is used for the three years preceding the instal-  
23 lation of such system, to the extent the information is maintained by  
24 the department of motor vehicles of this state;

25 3. the aggregate number, type and severity of [~~accidents~~] crashes  
26 reported at intersections where a traffic-control signal photo viola-  
27 tion-monitoring system is used for the reporting year, as well as for  
28 each year that the traffic-control signal photo violation-monitoring  
29 system has been operational, to the extent the information is maintained  
30 by the department of motor vehicles of this state;

31 § 79. Section 1131 of the vehicle and traffic law, as amended by chap-  
32 ter 294 of the laws of 2016, is amended to read as follows:

33 § 1131. Driving on shoulders and slopes. Except for bicycles and those  
34 classes of vehicles required to travel on shoulders or slopes, no motor  
35 vehicle shall be driven over, across, along, or within any shoulder or  
36 slope of any state controlled-access highway except at a location  
37 specifically authorized and posted by the department of transportation.  
38 The foregoing limitation shall not prevent tow trucks from using shoul-  
39 ders or slopes in as limited and incidental a manner as practicable when  
40 dispatched to the scene of [~~an accident~~] a crash by a law enforcement  
41 agency or an authority, department or agency having jurisdiction over  
42 such controlled-access highway and all lanes are obstructed by traffic,  
43 provided, however, that the foregoing shall not relieve the driver of a  
44 tow truck from the duty to drive with due regard for the safety of all  
45 persons nor shall such provision protect the tow truck driver from the  
46 consequences of [~~his or her~~] the tow truck driver's reckless disregard  
47 for the safety of others and shall at all times operate such tow truck  
48 in compliance with all standards of care imposed to prevent those inju-  
49 ries or damages to persons or property of another which may result from  
50 the operator's negligence, recklessness or intentional misconduct, nor  
51 shall it prevent motor vehicles from using shoulders or slopes when  
52 directed by police officers or flagpersons, nor does it prevent motor  
53 vehicles from stopping, standing, or parking on shoulders or slopes  
54 where such stopping, standing, or parking is lawful.

1 § 80. Paragraph 1 of subdivision (c) of section 1146 of the vehicle  
2 and traffic law, as amended by chapter 333 of the laws of 2010, is  
3 amended to read as follows:

4 1. A driver of a motor vehicle who causes serious physical injury as  
5 defined in article ten of the penal law to a pedestrian or bicyclist  
6 while failing to exercise due care in violation of subdivision (a) of  
7 this section, shall be guilty of a traffic infraction punishable by a  
8 fine of not more than seven hundred fifty dollars or by imprisonment for  
9 not more than fifteen days or by required participation in a motor vehi-  
10 cle [~~accident~~] crash prevention course pursuant to paragraph (e-1) of  
11 subdivision two of section 65.10 of the penal law or by any combination  
12 of such fine, imprisonment or course, and by suspension of a license or  
13 registration pursuant to subparagraph (xiv) or (xv) of paragraph b of  
14 subdivision two of section five hundred ten of this chapter.

15 § 81. Paragraph 2 of subdivision (c) of section 1170 of the vehicle  
16 and traffic law, as amended by chapter 501 of the laws of 2016, is  
17 amended to read as follows:

18 2. Any person convicted of a violation of this section resulting in  
19 [~~an accident~~] a crash which causes physical injury, as that term is  
20 defined pursuant to subdivision nine of section 10.00 of the penal law,  
21 serious physical injury, as that term is defined pursuant to subdivision  
22 ten of section 10.00 of the penal law, or death to another person, shall  
23 be guilty of a class E felony.

24 § 82. Subdivision 1 of section 1180-a of the vehicle and traffic law,  
25 as amended by chapter 464 of the laws of 2003, is amended to read as  
26 follows:

27 1. Notwithstanding any other provision of law, no city, village, town,  
28 county, public authority, division, office or department of the state  
29 shall maintain or create (a) any speed limit in excess of fifty-five  
30 miles per hour on any road, highway, parkway or bridge or (b) any speed  
31 limit on any other portion of a public highway, which is not uniformly  
32 applicable to all types of motor vehicles using such portion of highway,  
33 if on November first, nineteen hundred seventy-three, such portion of  
34 highway had a speed limit which was uniformly applicable to all types of  
35 motor vehicles using it; provided however, a lower speed limit may be  
36 established for any vehicle operating under a special permit because of  
37 any weight or dimension of such vehicle, including any load thereon, and  
38 (c) provided further, paragraph (b) of this subdivision shall not apply  
39 to any portion of a highway during such time that the condition of the  
40 highway, weather, [~~an accident~~] a crash, or other condition creates a  
41 temporary hazard to the safety of traffic on such portion of a highway.  
42 However, the commissioner of the department of transportation may estab-  
43 lish a maximum speed limit of not more than sixty-five miles per hour on  
44 any state roadway which meets department criteria for such maximum  
45 speed.

46 § 83. Subdivision 1 of section 1194 of the vehicle and traffic law, as  
47 added by chapter 47 of the laws of 1988, is amended to read as follows:

48 1. Arrest and field testing. (a) Arrest. Notwithstanding the  
49 provisions of section 140.10 of the criminal procedure law, a police  
50 officer may, without a warrant, arrest a person, in case of a violation  
51 of subdivision one of section eleven hundred ninety-two of this article,  
52 if such violation is coupled with [~~an accident~~] a crash or collision in  
53 which such person is involved, which in fact has been committed, though  
54 not in the police officer's presence, when the officer has reasonable  
55 cause to believe that the violation was committed by such person.

1 (b) Field testing. Every person operating a motor vehicle which has  
2 been involved in [~~an accident~~ a crash or which is operated in violation  
3 of any of the provisions of this chapter shall, at the request of a  
4 police officer, submit to a breath test to be administered by the police  
5 officer. If such test indicates that such operator has consumed alcohol,  
6 the police officer may request such operator to submit to a chemical  
7 test in the manner set forth in subdivision two of this section.

8 § 84. Paragraph (f) of subdivision 5 of section 1197 of the vehicle  
9 and traffic law, as added by chapter 47 of the laws of 1988, is amended  
10 to read as follows:

11 (f) Obtain and assemble data on alcohol-related [~~accident~~] crash  
12 arrests, convictions and [~~accidents~~] crashes and to analyze, study, and  
13 consolidate such data for educational, research and informational  
14 purposes.

15 § 85. Section 1229-a of the vehicle and traffic law, as added by chap-  
16 ter 654 of the laws of 1969 and as renumbered by chapter 274 of the laws  
17 of 1971, is amended to read as follows:

18 § 1229-a. Pedestrians, animals, and non-motorized vehicles prohibited  
19 on state expressway highways or state interstate route highways includ-  
20 ing the entrances thereto and exits therefrom. No person, unless other-  
21 wise directed by a police officer shall: (a) As a pedestrian, occupy any  
22 space within the limits of a state expressway highway or state inter-  
23 state route highway, including the entrances thereto and exits there-  
24 from, except: in a rest area, parking area, or scenic overlook; in the  
25 performance of public works or official duties; as a result of an emer-  
26 gency caused by [~~an accident~~] a crash or breakdown of a motor vehicle or  
27 to obtain assistance; where a sidewalk, footpath or pedestrian crossing  
28 of such a highway is provided; (b) Occupy any space of a state express-  
29 way highway or state interstate route highway, including the entrances  
30 thereto and exits therefrom, with: an animal-drawn vehicle; herded  
31 animals, a pushcart; a bicycle; except in the performance of public  
32 works or official duties, or on paths or parts of such highway provided  
33 for such uses.

34 § 86. Paragraph (b) of subdivision 2 of section 1229-b of the vehicle  
35 and traffic law, as added by chapter 19 of the laws of 2000, is amended  
36 to read as follows:

37 (b) Notwithstanding any other provision of this section to the contra-  
38 ry, standing passengers may be permitted without limitation as to number  
39 during the first ten days of session in each school year, and in circum-  
40 stances where a breakdown, [~~accident~~] crash, or other unforeseen occur-  
41 rence necessitates the transportation of standing passengers.

42 § 87. Subdivision (a) of section 1602 of the vehicle and traffic law,  
43 as amended by chapter 498 of the laws of 1969, is amended to read as  
44 follows:

45 (a) Whenever a police officer shall deem it advisable during a fire or  
46 at the time of any [~~accident~~] crash or special emergency and only for  
47 such period of time as is necessitated thereby for the public safety or  
48 convenience, temporarily to close any street or part thereof to vehicu-  
49 lar traffic, or to vehicles of a certain description, or to divert the  
50 traffic thereof, or to divert or break a course of pedestrian traffic,  
51 such official shall have power and authority to do so.

52 § 88. Subdivision 19 of section 1630 of the vehicle and traffic law,  
53 as amended by chapter 795 of the laws of 1974, is amended to read as  
54 follows:

55 19. Vehicles illegally parked, stopped or standing, or vehicles  
56 involved in [~~accidents~~] crashes, including, but not limited to, the

1 removal and storage of such vehicles, the fixing of reasonable charges,  
2 to be paid by the owner, operator or person entitled to possession, for  
3 such removal and storage and for other expenses incurred in connection  
4 therewith, the creation of liens on such vehicles for such charges and  
5 expenses, the enforcement of such liens, the determination of ownership  
6 or right to possession of such vehicles, the time before such vehicles  
7 are deemed abandoned vehicles pursuant to section twelve hundred twen-  
8 ty-four of this chapter, and the disposition of the proceeds of sales  
9 held pursuant to said section.

10 § 89. Paragraph 20 of subdivision (a) of section 1642 of the vehicle  
11 and traffic law, as amended by chapter 795 of the laws of 1974, is  
12 amended to read as follows:

13 20. Vehicles illegally parked, stopped or standing, or vehicles  
14 involved in [~~accidents~~] crashes, including, but not limited to, the  
15 removal and storage of such vehicles, the fixing of reasonable charges,  
16 to be paid by the owner, operator or person entitled to possession, for  
17 such removal and storage and for other expenses incurred in connection  
18 therewith, the creation of liens on such vehicles for such charges and  
19 expenses, the enforcement of such liens, the determination of ownership  
20 or right to possession of such vehicles, the time before such vehicles  
21 are deemed abandoned vehicles pursuant to section twelve hundred twen-  
22 ty-four of this chapter, and the disposition of the proceeds of sales  
23 held pursuant to said section.

24 § 90. Clause (iv) of subparagraph (b) of paragraph 27 of subdivision  
25 (a) of section 1642 of the vehicle and traffic law, as amended by  
26 section 2 of part 00 of chapter 56 of the laws of 2024, is amended to  
27 read as follows:

28 (iv) a comparison of the aggregate type, number, and severity of  
29 [~~accidents~~] crashes reported on streets on which street calming measures  
30 and lower speed limits were implemented in the year preceding the imple-  
31 mentation of such measures and policies and the year following the  
32 implementation of such measures and policies, to the extent this infor-  
33 mation is maintained by any agency of the state or the city.

34 § 91. Section 1675 of the vehicle and traffic law, as amended by chap-  
35 ter 669 of the laws of 1996, is amended to read as follows:

36 § 1675. Functions of the board. The board is authorized:

37 1. To promote and encourage street and highway traffic safety.

38 2. To formulate highway safety programs and coordinate efforts of  
39 interested parties and agencies engaged in traffic safety education  
40 within such city, town, borough or county.

41 3. To cooperate with local officials in the formulation and execution  
42 of traffic safety programs and activities.

43 4. To study traffic conditions on streets and highways, study and  
44 analyze reports of [~~accidents~~] crashes and causes thereof, and recommend  
45 to the appropriate legislative bodies, departments or commissions, such  
46 changes in rules, orders, regulations and existing law as the board may  
47 deem advisable.

48 5. To conduct meetings whenever and wherever the board shall deem it  
49 advisable and to invite to such meetings parties and agencies, public  
50 and private, interested in traffic regulation, control and safety educa-  
51 tion.

52 6. To promote safety education for drivers and pedestrians.

53 7. To obtain and assemble motor vehicle [~~accident~~] crash data, and to  
54 analyze, study and consolidate such data for educational and informa-  
55 tional purposes.

1 8. Coordinate and direct local activities related to the implementa-  
2 tion of the state highway safety program, as approved by the governor or  
3 [~~his~~] the governor's designee.

4 § 92. Subdivision 10 of section 2401 of the vehicle and traffic law,  
5 as added by chapter 402 of the laws of 1986, is amended to read as  
6 follows:

7 10. "Operation as emergency vehicle" shall mean the operation or park-  
8 ing of an authorized emergency ATV, police or civil defense ATV, includ-  
9 ing attendant equipment, displaying emergency lights as provided in  
10 section twenty-four hundred six of this article and which ATV is engaged  
11 in transporting a sick or injured person to the nearest medical facility  
12 or appropriate site for transfer to an ambulance as defined in article  
13 thirty of the public health law, transporting emergency medical  
14 services, personnel and equipment to sick or injured persons, pursuing  
15 an actual or suspected violator of the law or responding to, or working  
16 or assisting at the scene of [~~an accident~~] a crash, disaster, police  
17 call, alarm or other emergency but shall not include returning from such  
18 service.

19 § 93. Section 2413 of the vehicle and traffic law, as added by chapter  
20 402 of the laws of 1986, is amended to read as follows:

21 § 2413. [~~Accidents~~] Crashes; reports. 1. The operator of any ATV  
22 involved in any [~~accident~~] crash resulting in injuries to or death of  
23 any person or in which property damage in the estimated amount of six  
24 hundred dollars or more is sustained, shall immediately notify the near-  
25 est law enforcement agency and shall within ten days after such [~~acci-~~  
26 ~~dent~~] crash report the matter in writing to the department, with a copy  
27 thereof to the sheriff or police commissioner of the county in which  
28 said [~~accident~~] crash occurred. If such operator is physically incapable  
29 of making such report and there is another participant in the [~~accident~~]  
30 crash not so incapacitated such participant shall make the report within  
31 the allotted time after such [~~accident~~] crash. In the event that there  
32 is no other participant and the operator is other than the owner, then  
33 the owner shall within the prescribed period of time, after learning of  
34 the facts of such [~~accident~~] crash, report the matter to the department,  
35 together with such information as may have come to [~~his~~] the owner's  
36 knowledge relating to such [~~accident~~] crash. Every such operator of an  
37 ATV, or participant of any such [~~accident~~] crash, or the owner, of the  
38 ATV involved in any such [~~accident~~] crash, shall make such other and  
39 additional reports as the commissioner shall require.

40 2. Whenever any ATV meets with [~~an accident~~] a crash involving a loss  
41 of life, personal injury or damage to property and the operator thereof  
42 has knowledge of such [~~accident~~] crash, [~~he~~] the operator shall stop and  
43 give [~~his~~] the operator's name and address, the name and address of the  
44 owner thereof and the registration number assigned to said ATV to the  
45 injured person or the person sustaining the damage, or to a peace or  
46 police officer. In the event the person sustaining the damage is not  
47 present at the place where the damage occurred, the operator shall, as  
48 soon as physically able, report the same to the nearest law enforcement  
49 agency.

50 3. A peace, police, or judicial officer who investigates or receives  
51 information of [~~an accident~~] a crash involving an ATV shall make a writ-  
52 ten report of the investigation or information received, and such addi-  
53 tional facts relating to the [~~accident~~] crash as may come to [~~his~~] such  
54 person's knowledge and mail the same within forty-eight hours to the  
55 department and keep a record thereof in [~~his~~] such person's office.

1 4. Failure of any person to report [~~an accident~~] a crash as herein  
2 provided or failure to give correctly the information required [~~of him~~]  
3 by the commissioner in connection with such report shall be a misdemea-  
4 nor and shall constitute a ground for suspension or revocation of the  
5 ATV safety certificate of any person or the certificate of registration  
6 of any ATV involved in the [~~accident~~] crash. The commissioner may  
7 temporarily suspend the ATV safety certificate of the person failing to  
8 make such report or the certificate of registration of the ATV involved  
9 in the [~~accident~~] crash until such report has been filed.

10 § 94. Section 3650-c of the education law, as added by section 71 of  
11 part A of chapter 436 of the laws of 1997, is amended to read as  
12 follows:

13 § 3650-c. [~~Accident~~] Crash report data base. The commissioner, in  
14 consultation with the commissioner of motor vehicles, shall establish an  
15 electronic data file containing [~~accident~~] crash reports relating to  
16 school buses.

17 § 95. Paragraph (g) of subdivision 5 and paragraph (a) of subdivision  
18 6 of section 396-z of the general business law, as amended by chapter  
19 109 of the laws of 2018, are amended to read as follows:

20 (g) (i) For purposes of this subdivision, each of the following shall  
21 constitute an "incident report form": (A) a motor vehicle [~~accident~~]  
22 crash report pursuant to section six hundred five of the vehicle and  
23 traffic law; or (B) any similar appropriate form furnished by the rental  
24 vehicle company.

25 (ii) An incident report form described in clause (B) of subparagraph  
26 (i) of this paragraph:

27 (A) may be sent or given to a renter and/or authorized driver, as  
28 applicable, with a request that the renter and/or authorized driver  
29 provide information pursuant to this section concerning damage to a  
30 vehicle rented to the renter or operated by an authorized driver, as the  
31 case may be; and

32 (B) such a form may also be made available as a fill-in form on the  
33 rental vehicle company's website, and the renter or authorized driver,  
34 as the case may be, shall be advised of the availability of such web-  
35 based fill-in form when a request for incident information is made under  
36 this subdivision.

37 (a) A rental vehicle company may hold an authorized driver liable to  
38 the extent permitted under this chapter for physical or mechanical  
39 damage to the rental vehicle that occurs during the time the rental  
40 vehicle is under the rental agreement; provided, however, that an  
41 authorized driver shall not be liable for any normal wear and tear or  
42 mechanical damage that could reasonably be expected from normal use of  
43 the vehicle. For the purposes of this subdivision, the term "normal wear  
44 and tear" shall mean the deterioration of the condition of the vehicle  
45 or its component parts due to repetitive use and does not include damage  
46 that materially diminishes the value of the vehicle and arises from a  
47 specific occurrence or [~~accident~~] crash during the time the rental vehi-  
48 cle is subject to the rental agreement; and the term "actual and reason-  
49 able costs" shall mean the cost to repair the vehicle including all  
50 discounts and price adjustments available to the rental vehicle company  
51 and shall include costs for towing, storage, and impound fees where  
52 applicable.

53 § 95-a. Paragraph (g) of subdivision 5 and paragraph (a) of subdivi-  
54 sion 6 of section 369-z of the general business law, as amended by chap-  
55 ter 731 of the laws of 2006, are amended to read as follows:

1 (g) For purposes of this subdivision, an "incident report" shall be  
2 defined as a motor vehicle [~~accident~~] crash report pursuant to section  
3 six hundred five of the vehicle and traffic law or any similar appropri-  
4 ate form furnished by the rental vehicle company.

5 (a) A rental vehicle company may hold an authorized driver liable to  
6 the extent permitted under this chapter for physical or mechanical  
7 damage to the rental vehicle that occurs during the time the rental  
8 vehicle is under the rental agreement; provided, however, that a renter  
9 shall not be liable for mechanical damage unrelated to [~~an accident~~] a  
10 crash, nor for any normal wear and tear or other mechanical damage that  
11 could reasonably be expected from normal use of the vehicle, except in  
12 instances where abuse or neglect by the driver is shown. For the  
13 purposes of this subdivision, "actual and reasonable costs" shall mean  
14 the repair price reduced by all discounts paid by the rental vehicle  
15 company to the repairer of the vehicle, including costs for towing,  
16 storage, and impound fees.

17 § 96. Paragraphs 1, 2 and 3 of subsection (f) of section 3420 of the  
18 insurance law, paragraph 1 as amended by section 19 of part III of chap-  
19 ter 59 of the laws of 2019, paragraph 2 as separately amended by chap-  
20 ters 547 and 568 of the laws of 1997, and subparagraph (A) of paragraph  
21 2 as amended by chapter 751 of the laws of 2023, are amended to read as  
22 follows:

23 (1) No policy insuring against loss resulting from liability imposed  
24 by law for bodily injury or death suffered by any natural person arising  
25 out of the ownership, maintenance and use of a motor vehicle or an  
26 altered motor vehicle commonly referred to as a "stretch limousine"  
27 having a seating capacity of eight or more passengers used in the busi-  
28 ness of carrying or transporting passengers for hire, by the insured  
29 shall be issued or delivered by any authorized insurer upon any motor  
30 vehicle or an altered motor vehicle commonly referred to as a "stretch  
31 limousine" having a seating capacity of eight or more passengers used in  
32 the business of carrying or transporting passengers for hire, then prin-  
33 cipally garaged or principally used in this state unless it contains a  
34 provision whereby the insurer agrees that it will pay to the insured, as  
35 defined in such provision, subject to the terms and conditions set forth  
36 therein to be prescribed by the board of directors of the Motor Vehicle  
37 [~~Accident~~] Crash Indemnification Corporation and approved by the super-  
38 intendent, all sums, not exceeding a maximum amount or limit of twenty-  
39 five thousand dollars exclusive of interest and costs, on account of  
40 injury to and all sums, not exceeding a maximum amount or limit of fifty  
41 thousand dollars exclusive of interest and costs, on account of death of  
42 one person, in any one [~~accident~~] crash, and the maximum amount or  
43 limit, subject to such limit for any one person so injured of fifty  
44 thousand dollars or so killed of one hundred thousand dollars, exclusive  
45 of interest and costs, on account of injury to, or death of, more than  
46 one person in any one [~~accident~~] crash, which the insured or [~~his~~] the  
47 insured's legal representative shall be entitled to recover as damages  
48 from an owner or operator of an uninsured motor vehicle, unidentified  
49 motor vehicle which leaves the scene of [~~an accident~~] a crash, a motor  
50 vehicle registered in this state as to which at the time of the [~~acci-~~  
51 ~~dent~~] crash there was not in effect a policy of liability insurance, a  
52 stolen vehicle, a motor vehicle operated without permission of the  
53 owner, an insured motor vehicle where the insurer disclaims liability or  
54 denies coverage or an unregistered vehicle because of bodily injury,  
55 sickness or disease, including death resulting therefrom, sustained by  
56 the insured, caused by [~~accident~~] a crash occurring in this state and

1 arising out of the ownership, maintenance or use of such motor vehicle.  
2 No payment for non-economic loss shall be made under such policy  
3 provision to a covered person unless such person has incurred a serious  
4 injury, as such terms are defined in section five thousand one hundred  
5 two of this chapter. Such policy shall not duplicate any element of  
6 basic economic loss provided for under article fifty-one of this chap-  
7 ter. No payments of first party benefits for basic economic loss made  
8 pursuant to such article shall diminish the obligations of the insurer  
9 under this policy provision for the payment of non-economic loss and  
10 economic loss in excess of basic economic loss. Notwithstanding any  
11 inconsistent provisions of section three thousand four hundred twenty-  
12 five of this article, any such policy which does not contain the afore-  
13 said provisions shall be construed as if such provisions were embodied  
14 therein.

15 (2) (A) Any such policy shall, at the option of the insured, also  
16 provide supplementary uninsured/underinsured motorists insurance for  
17 bodily injury, in an amount up to the bodily injury liability insurance  
18 limits of coverage provided under such policy, subject to a maximum of  
19 two hundred fifty thousand dollars because of bodily injury to or death  
20 of one person in any one [~~accident~~] crash and, subject to such limit for  
21 one person, up to five hundred thousand dollars because of bodily injury  
22 to or death of two or more persons in any one [~~accident~~] crash, or a  
23 combined single limit policy of five hundred thousand dollars because of  
24 bodily injury to or death of one or more persons in any one [~~accident~~]  
25 crash; and any such policy insuring against loss resulting from liabil-  
26 ity imposed by law for bodily injury or death suffered by any natural  
27 person arising out of the ownership, maintenance, and use of an altered  
28 motor vehicle commonly referred to as a "stretch limousine" having a  
29 seating capacity of eight or more passengers used in the business of  
30 carrying or transporting passengers for hire, shall provide supplementa-  
31 ry uninsured/underinsured motorists insurance for bodily injury, in an  
32 amount of a combined single limit of one million five hundred thousand  
33 dollars because of bodily injury or death of one or more persons in any  
34 one [~~accident~~] crash. Provided however, an insurer issuing any such  
35 policy, except a policy insuring against loss resulting from liability  
36 imposed by law for bodily injury or death suffered by any natural person  
37 arising out of the ownership, maintenance, and use of an altered motor  
38 vehicle commonly referred to as a "stretch limousine" having a seating  
39 capacity of eight or more passengers used in the business of carrying or  
40 transporting passengers for hire, in lieu of offering to the insured the  
41 coverages stated above, may provide supplementary uninsured/underinsured  
42 motorists insurance for bodily injury, in an amount up to the bodily  
43 injury liability insurance limits of coverage provided under such poli-  
44 cy, subject to a maximum of one hundred thousand dollars because of  
45 bodily injury to or death of one person in any one [~~accident~~] crash and,  
46 subject to such limit for one person, up to three hundred thousand  
47 dollars because of bodily injury to or death of two or more persons in  
48 any one [~~accident~~] crash, or a combined single limit policy of three  
49 hundred thousand dollars because of bodily injury to or death of one or  
50 more persons in any one [~~accident~~] crash, if such insurer also makes  
51 available a personal umbrella policy with liability coverage limits up  
52 to at least five hundred thousand dollars which also provides coverage  
53 for supplementary uninsured/underinsured motorists claims. Supplementary  
54 uninsured/underinsured motorists insurance shall provide coverage, in  
55 any state or Canadian province, if the limits of liability under all  
56 bodily injury liability bonds and insurance policies of another motor

1 vehicle liable for damages are in a lesser amount than the bodily injury  
2 liability insurance limits of coverage provided by such policy. Upon  
3 written request by any insured covered by supplemental  
4 uninsured/underinsured motorists insurance or [~~his~~] the insured's duly  
5 authorized representative and upon disclosure by the insured of the  
6 insured's bodily injury and supplemental uninsured/underinsured motor-  
7 ists insurance coverage limits, the insurer of any other owner or opera-  
8 tor of another motor vehicle against which a claim has been made for  
9 damages to the insured shall disclose, within forty-five days of the  
10 request, the bodily injury liability insurance limits of its coverage  
11 provided under the policy or all bodily injury liability bonds. The time  
12 of the insured to make any supplementary uninsured/underinsured motorist  
13 claim, shall be tolled during the period the insurer of any other owner  
14 or operator of another motor vehicle that may be liable for damages to  
15 the insured, fails to so disclose its coverage. As a condition precedent  
16 to the obligation of the insurer to pay under the supplementary  
17 uninsured/underinsured motorists insurance coverage, the limits of  
18 liability of all bodily injury liability bonds or insurance policies  
19 applicable at the time of the [~~accident~~] crash shall be exhausted by  
20 payment of judgments or settlements. As used in this subsection, "motor  
21 vehicle" shall include fire vehicles, as defined in section one hundred  
22 fifteen-a of the vehicle and traffic law, and police vehicles, as  
23 defined in section one hundred thirty-two-a of the vehicle and traffic  
24 law.

25 (B) In addition to the notice provided, upon issuance of a policy of  
26 motor vehicle liability insurance pursuant to regulations promulgated by  
27 the superintendent, insurers shall notify insureds, in writing, of the  
28 availability of supplementary uninsured/underinsured motorists coverage.  
29 Such notification shall contain an explanation of supplementary  
30 uninsured/underinsured motorists coverage and the amounts in which it  
31 can be purchased. Subsequently, a notification of availability shall be  
32 provided at least once a year and may be simplified pursuant to regu-  
33 lations promulgated by the superintendent, but must include a concise  
34 statement that supplementary uninsured/underinsured motorists coverage  
35 is available, an explanation of such coverage, and the coverage limits  
36 that can be purchased from the insurer.

37 (3) The protection provided by this subsection shall not apply to any  
38 cause of action by an insured person arising out of a motor vehicle  
39 [~~accident~~] crash occurring in this state against a person whose identity  
40 is unascertainable, unless the bodily injury to the insured person arose  
41 out of physical contact of the motor vehicle causing the injury with the  
42 insured person or with a motor vehicle which the insured person was  
43 occupying (meaning in or upon or entering into or alighting from) at the  
44 time of the [~~accident~~] crash.

45 § 97. Subparagraph (A) and clause (i) of subparagraph (B) of paragraph  
46 2-a of subsection (f) of section 3420 of the insurance law, as amended  
47 by chapter 15 of the laws of 2018, are amended to read as follows:

48 (A) Notwithstanding paragraph two of this subsection, this paragraph  
49 shall apply to any new insurance policy or contract subject to this  
50 subsection entered into after the effective date of this paragraph.  
51 This paragraph shall not be deemed to apply to any policies originally  
52 entered into prior to the effective date of this paragraph, but renewed  
53 after the effective date of this paragraph, or to any policy of commer-  
54 cial risk insurance. Any new insurance policy or contract entered into  
55 after the effective date of this paragraph shall, at the option of the  
56 first named insured, also provide supplementary uninsured/underinsured

1 motorists insurance for bodily injury, in an amount equal to the bodily  
2 injury liability insurance limits of coverage provided under such motor  
3 vehicle liability insurance policy; provided, however, that a first  
4 named insured may exercise the choice to decline such supplementary  
5 uninsured/underinsured motorists insurance or select a lower amount of  
6 coverage through a written waiver signed, or electronically signed, by  
7 such insured, subject to the requirements of subparagraph (B) of this  
8 paragraph. Supplementary uninsured/underinsured motorists insurance  
9 shall provide coverage, in any state or Canadian province, if the limits  
10 of liability under all bodily injury liability bonds and insurance poli-  
11 cies of any other motor vehicle liable for damages are in a lesser  
12 amount than the bodily injury liability insurance limits of coverage  
13 provided by such policy. Upon written request by any insured covered by  
14 supplemental uninsured/underinsured motorists insurance or a duly  
15 authorized representative and upon disclosure by the insured of the  
16 insured's bodily injury and supplemental uninsured/underinsured motor-  
17 ists insurance coverage limits, the insurer of any other owner or opera-  
18 tor of another motor vehicle against which a claim has been made for  
19 damages to the insured shall disclose, within forty-five days of the  
20 request, the bodily injury liability insurance limits of its coverage  
21 provided under the policy or all bodily injury liability bonds. The time  
22 of the insured to make any supplementary uninsured/underinsured motorist  
23 claim, shall be tolled during the period the insurer of any other owner  
24 or operator of another motor vehicle that may be liable for damages to  
25 the insured, fails to so disclose its coverage. As a condition precedent  
26 to the obligation of the insurer to pay under the supplementary  
27 uninsured/underinsured motorists insurance coverage, the limits of  
28 liability of all bodily injury liability bonds or insurance policies  
29 applicable at the time of the [~~accident~~] crash shall be exhausted by  
30 payment of judgments or settlements.

31 (i) The form shall also advise that supplementary  
32 uninsured/underinsured motorists coverage (sum coverage) provides insur-  
33 ance protection for any person included as insured under your policy if  
34 [~~he or she~~] such person is injured in [~~an accident~~] a crash involving  
35 another motor vehicle whose owner or operator was negligent but who has  
36 either no bodily injury or liability insurance, or less than the insur-  
37 ance you carry. Sum coverage shall be equal to the level of the bodily  
38 injury liability coverage of your motor vehicle liability insurance  
39 policy unless you sign a waiver requesting lower coverage or declining  
40 the coverage. You are urged to carefully consider this decision.

41 § 98. Paragraph 2 of subsection (d) of section 3420 of the insurance  
42 law, as amended by chapter 388 of the laws of 2008, is amended to read  
43 as follows:

44 (2) If under a liability policy issued or delivered in this state, an  
45 insurer shall disclaim liability or deny coverage for death or bodily  
46 injury arising out of a motor vehicle [~~accident~~] crash or any other type  
47 of [~~accident~~] crash occurring within this state, it shall give written  
48 notice as soon as is reasonably possible of such disclaimer of liability  
49 or denial of coverage to the insured and the injured person or any other  
50 claimant.

51 § 99. Paragraphs 1, 2 and 3 of subsection (a) of section 5102 of the  
52 insurance law, paragraph 1 as amended by chapter 601 of the laws of  
53 2022, paragraph 2 as amended by chapter 320 of the laws of 1991, are  
54 amended to read as follows:

55 (1) All necessary expenses incurred for: (i) medical, hospital  
56 (including services rendered in compliance with article forty-one of the

1 public health law, whether or not such services are rendered directly by  
2 a hospital), surgical, nursing, dental, ambulance, x-ray, prescription  
3 drug and prosthetic services; (ii) psychiatric, physical therapy  
4 (provided that treatment is rendered pursuant to a referral) and occupa-  
5 tional therapy and rehabilitation (provided that treatment is rendered  
6 pursuant to a referral); (iii) any non-medical remedial care and treat-  
7 ment rendered in accordance with a religious method of healing recog-  
8 nized by the laws of this state; and (iv) any other professional health  
9 services; all without limitation as to time, provided that within one  
10 year after the date of the [accident] crash causing the injury it is  
11 ascertainable that further expenses may be incurred as a result of the  
12 injury. For the purpose of determining basic economic loss, the expenses  
13 incurred under this paragraph shall be in accordance with the limita-  
14 tions of section five thousand one hundred eight of this article.

15 (2) Loss of earnings from work which the person would have performed  
16 had [he] the person not been injured, and reasonable and necessary  
17 expenses incurred by such person in obtaining services in lieu of those  
18 that [he] the person would have performed for income, up to two thousand  
19 dollars per month for not more than three years from the date of the  
20 [accident] crash causing the injury. An employee who is entitled to  
21 receive monetary payments, pursuant to statute or contract with the  
22 employer, or who receives voluntary monetary benefits paid for by the  
23 employer, by reason of the employee's inability to work because of  
24 personal injury arising out of the use or operation of a motor vehicle,  
25 is not entitled to receive first party benefits for "loss of earnings  
26 from work" to the extent that such monetary payments or benefits from  
27 the employer do not result in the employee suffering a reduction in  
28 income or a reduction in the employee's level of future benefits arising  
29 from a subsequent illness or injury.

30 (3) All other reasonable and necessary expenses incurred, up to twen-  
31 ty-five dollars per day for not more than one year from the date of the  
32 [accident] crash causing the injury.

33 § 100. Paragraph 1 of subsection (d) of section 5106 of the insurance  
34 law, as amended by section 8 of part AAA of chapter 59 of the laws of  
35 2017, is amended to read as follows:

36 (1) Except as provided in paragraph two of this subsection, where  
37 there is reasonable belief more than one insurer would be the source of  
38 first party benefits, the insurers may agree among themselves, if there  
39 is a valid basis therefor, that one of them will accept and pay the  
40 claim initially. If there is no such agreement, then the first insurer  
41 to whom notice of claim is given shall be responsible for payment. Any  
42 such dispute shall be resolved in accordance with the arbitration proce-  
43 dures established pursuant to section five thousand one hundred five of  
44 this article and regulations as promulgated by the superintendent, and  
45 any insurer paying first-party benefits shall be reimbursed by other  
46 insurers for their proportionate share of the costs of the claim and the  
47 allocated expenses of processing the claim, in accordance with the  
48 provisions entitled "other coverage" contained in regulation and the  
49 provisions entitled "other sources of first-party benefits" contained in  
50 regulation. If there is no such insurer and the motor vehicle [accident]  
51 crash occurs in this state, then an applicant who is a qualified person  
52 as defined in article fifty-two of this chapter shall institute the  
53 claim against the motor vehicle [accident] crash indemnification corpo-  
54 ration.

55 § 101. The article heading of article 52 of the insurance law is  
56 amended to read as follows:

MOTOR VEHICLE [~~ACCIDENT~~] CRASH INDEMNIFICATION  
CORPORATION

§ 102. Subsections (f) and (j) of section 5202 of the insurance law are amended to read as follows:

(f) "Corporation" means the "motor vehicle [~~accident~~] crash indemnification corporation".

(j) "Financially irresponsible motorist" means the owner, operator, or other person legally irresponsible for the operation of an uninsured motor vehicle involved in [~~an accident~~] a crash resulting in personal injury or death who did not have in effect at the time of such [~~accident~~] crash either:

(1) a valid and collectible policy of bodily injury liability and property damage liability insurance or bond with applicable limits at least equal to those specified in section three hundred eleven of the vehicle and traffic law; or

(2) a certificate of self insurance issued by the department of motor vehicles pursuant to section three hundred sixteen of the vehicle and traffic law; or

(3) who has not otherwise complied with the provisions of section three hundred twelve of the vehicle and traffic law; or

(4) who does not have in effect at the time of such [~~accident~~] crash a valid and collectible policy of bodily injury liability and property damage liability insurance with applicable limits at least equal to those specified in section 25.13 of the parks, recreation and historic preservation law.

§ 103. Subsection (f) of section 7602 of the insurance law is amended to read as follows:

(f) "Motor vehicle [~~accident~~] crash" means either [~~an accident~~] a crash occurring within or without this state arising out of the ownership, operation or maintenance of a motor vehicle which is principally garaged in this state or [~~an accident~~] a crash occurring within this state arising out of the ownership, operation or maintenance of a motor vehicle which is not principally garaged in this state.

§ 104. Section 301-c of the military law, as added by chapter 489 of the laws of 2011, is amended to read as follows:

§ 301-c. [~~Accident~~] Crash prevention course information. The division of military and naval affairs shall provide returning [~~servicemen and women~~] service personnel who have returned from a combat theater or combat zone of operations with information about [~~accident~~] crash prevention courses approved by the commissioner of motor vehicles pursuant to article twelve-B of the vehicle and traffic law. This information may be provided in written form to be available at Yellow Ribbon Reintegration programs or any other reintegration programs offered by the division or may be made available online on the division's website. The division shall also provide a link to the department of motor vehicles website pages containing information about the [~~accident~~] crash prevention courses.

§ 105. Paragraph (e-1) of subdivision 2 of section 65.10 of the penal law, as added by chapter 571 of the laws of 2006, is amended to read as follows:

(e-1) Participate in a motor vehicle [~~accident~~] crash prevention course. The court may require such condition where a person has been convicted of a traffic infraction for a violation of article twenty-six of the vehicle and traffic law where the commission of such violation caused the serious physical injury or death of another person. For purposes of this paragraph, the term "motor vehicle [~~accident~~] crash

1 prevention course" shall mean a motor vehicle [~~accident~~] crash  
2 prevention course approved by the department of motor vehicles pursuant  
3 to article twelve-B of the vehicle and traffic law;

4 § 106. Section 387 of the public authorities law, as added by chapter  
5 700 of the laws of 2004, is amended to read as follows:

6 § 387. Fees for searches and copies of [~~accident~~] crash and [~~accident~~]  
7 crash reconstruction reports. Notwithstanding any other law to the  
8 contrary, the fees for searching the records of the authority for [~~an~~  
9 ~~accident~~] a crash report, for furnishing a copy of [~~an accident~~] a crash  
10 report, and for furnishing a copy of [~~an accident~~] a crash recon-  
11 struction report shall not exceed the fees charged by the division of  
12 state police pursuant to section sixty-six-a of the public officers law  
13 and/or by the department of motor vehicles pursuant to section two  
14 hundred two of the vehicle and traffic law, provided, however, that no  
15 fee shall be charged to any public officer, board or body, or volunteer  
16 fire company, for searches or copies of [~~accident~~] crash reports to be  
17 used for a public purpose.

18 § 107. Section 66-a of the public officers law, as amended by chapter  
19 169 of the laws of 1994 and subdivision 3 as added by chapter 179 of the  
20 laws of 2000, is amended to read as follows:

21 § 66-a. [~~Accident~~] Crash reports kept by police authorities to be open  
22 to the inspection of persons interested. 1. Notwithstanding any incon-  
23 sistent provisions of law, general, special or local, or any limitation  
24 contained in the provision of any city charter, all reports and records  
25 of any [~~accident~~] crash, kept or maintained by the state police or by  
26 the police department or force of any county, city, town, village or  
27 other district of the state, shall be open to the inspection of any  
28 person having an interest therein, or of such person's attorney or  
29 agent, even though the state or a municipal corporation or other subdivi-  
30 sion thereof may have been involved in the [~~accident~~] crash; except  
31 that the authorities having custody of such reports or records may  
32 prescribe reasonable rules and regulations in regard to the time and  
33 manner of such inspection, and may withhold from inspection any reports  
34 or records the disclosure of which would interfere with the investi-  
35 gation or prosecution by such authorities of a crime involved in or  
36 connected with the [~~accident~~] crash.

37 2. Notwithstanding the provisions of section twenty-three hundred  
38 seven of the civil practice law and rules, the public officers law, or  
39 any other law to the contrary, the division of state police shall charge  
40 fees for the search and copy of [~~accident~~] crash reports and photo-  
41 graphs. A search fee of fifteen dollars per [~~accident~~] crash report  
42 shall be charged, with no additional fee for a photocopy. An additional  
43 fee of fifteen dollars shall be charged for a certified copy of any  
44 [~~accident~~] crash report. A fee of twenty-five dollars per photograph or  
45 contact sheet shall be charged. The fees for investigative reports  
46 shall be the same as those for [~~accident~~] crash reports.

47 3. Notwithstanding the provisions of section twenty-three hundred  
48 seven of the civil practice law and rules, this chapter, or any other  
49 law to the contrary, the county of Nassau, upon adoption of a local law,  
50 is hereby authorized to require the police department of the county of  
51 Nassau to charge fees for the search and copy of [~~accident~~] crash  
52 reports and photographs. A search fee of ten dollars per [~~accident~~]  
53 crash report shall be charged, with no additional fee for a photocopy.  
54 An additional fee of ten dollars shall be charged for a certified copy  
55 of any [~~accident~~] crash report. A fee of fifteen dollars per photograph

1 or contact sheet shall be charged. The fees for investigative reports  
2 shall be the same as those for [~~accident~~] crash reports.

3 § 108. Section 89-g of the state finance law, as added by chapter 751  
4 of the laws of 2005, subdivisions 2 and 3 as renumbered by section 2 of  
5 part D of chapter 58 of the laws of 2016, is amended to read as follows:

6 § 89-g. [~~Accident~~] Crash prevention course internet, and other tech-  
7 nology pilot program fund. 1. There is hereby established in the joint  
8 custody of the state comptroller and the commissioner of taxation and  
9 finance a special fund to be known as the "[~~accident~~] crash prevention  
10 course internet, and other technology pilot program fund".

11 2. The moneys in the [~~accident~~] crash prevention course internet, and  
12 other technology pilot program fund shall be kept separate and shall not  
13 be commingled with any other moneys in the custody of the commissioner  
14 of taxation and finance and the state comptroller.

15 3. The moneys in such fund shall be expended only for the purposes of  
16 administering and implementing the provisions of article twelve-C of the  
17 vehicle and traffic law by the department of motor vehicles.

18 § 109. Section 217 of the transportation law, as added by chapter 428  
19 of the laws of 1983, subdivision 5 as amended, subdivision 7 as added  
20 and subdivision 8 as renumbered by chapter 84 of the laws of 1985 and  
21 subdivision 9 as added by section 1 of part C of chapter 58 of the laws  
22 of 2018, is amended to read as follows:

23 § 217. Powers and duties of the board. The board shall have the  
24 following powers and duties:

25 1. To investigate [~~accidents~~] crashes occurring on or involving public  
26 transportation facilities or systems whether publicly or privately owned  
27 and report on the results of such investigations;

28 2. To establish within the board [~~an accident~~] a crash reporting  
29 procedure and file for the purpose of accurate analysis of public trans-  
30 portation safety and to prepare an annual [~~accident~~] crash report for  
31 the governor and the legislature;

32 3. To review, in connection with the investigation of [~~accidents~~]  
33 crashes, the safety, maintenance and training programs of public trans-  
34 portation facilities or systems whether publicly or privately owned and  
35 recommend the establishment of equipment and safety standards in  
36 connection therewith;

37 4. To adopt, promulgate, amend and rescind suitable rules and regu-  
38 lations to carry out the provisions and purposes of this article or to  
39 enforce any standards established hereunder;

40 5. To hold hearings, issue reports, administer oaths or affirmations,  
41 examine any person under oath or affirmation and to issue subpoenas  
42 requiring the attendance and giving of testimony of witnesses and  
43 require the production of any books, papers, documentary or other  
44 evidence. The powers provided in this subdivision may be delegated by  
45 the board to any member of the board or department employee assigned to  
46 the board. A subpoena issued under this subdivision shall be regulated  
47 by the civil practice law and rules;

48 6. To take or cause to be taken affidavits or depositions within or  
49 without the state;

50 7. To enter upon any property where a public transportation [~~accident~~]  
51 crash has occurred, or where a vehicle, appurtenance or other item  
52 involved in any such [~~accident~~] crash is located, to fulfill the  
53 requirements of article nine-b of this chapter.

54 8. To render each year to the governor and to the legislature a writ-  
55 ten report of its activities.

1 9. To enforce the requirements of section five thousand three hundred  
2 twenty-nine of title forty-nine of the United States Code, as amended  
3 from time to time, as it pertains to oversight of rail fixed guideway  
4 public transportation systems.

5 § 110. Wherever the term "accident" or any equivalent expression ther-  
6 eof is used in any provision of the vehicle and traffic law or the  
7 insurance law, such term shall be deemed to mean and refer to "crash" or  
8 variation thereof.

9 § 111. This act shall take effect immediately; provided, however,  
10 that:

11 a. the amendments to article 12-C of the vehicle and traffic law, made  
12 by sections forty-two through forty-seven of this act shall not affect  
13 the repeal of such article and shall be deemed repealed therewith;

14 b. the amendments to subdivision 1 of section 603 of the vehicle and  
15 traffic law made by section sixty-five-a of this act shall take effect  
16 on the same date and in the same manner as section 1 of chapter 196 of  
17 the laws of 2024, takes effect;

18 c. the amendments to the opening paragraph and paragraph (a) of subdi-  
19 vision 1 of section 603-a of the vehicle and traffic law made by section  
20 sixty-six-a of this act shall take effect on the same date and in the  
21 same manner as section 2 of chapter 196 of the laws of 2024, takes  
22 effect;

23 d. the amendments to section 604 of the vehicle and traffic law made  
24 by section sixty-eight-a of this act shall take effect on the same date  
25 and in the same manner as section 3 of chapter 196 of the laws of 2024,  
26 takes effect;

27 e. the amendments to subdivisions (b) and (c) of section 605 of the  
28 vehicle and traffic law made by section sixty-nine-a of this act shall  
29 take effect on the same date and in the same manner as section 4 of  
30 chapter 196 of the laws of 2024, takes effect;

31 f. the amendments to paragraphs 2 and 3 of subdivision (m) of section  
32 1111-a of the vehicle and traffic law made by section seventy-one of  
33 this act shall not affect the repeal of such section and shall be deemed  
34 repealed therewith;

35 g. the amendments to paragraphs 2 and 3 of subdivision (n) of section  
36 1111-b of the vehicle and traffic law made by section seventy-two of  
37 this act shall not affect the repeal of such section and shall be deemed  
38 repealed therewith;

39 h. the amendments to paragraphs 2 and 3 of subdivision (m) of section  
40 1111-b of the vehicle and traffic law made by section seventy-three of  
41 this act shall not affect the repeal of such section and shall be deemed  
42 repealed therewith;

43 i. the amendments to paragraphs 2 and 3 of subdivision (n) of section  
44 1111-b of the vehicle and traffic law made by section seventy-four of  
45 this act shall not affect the repeal of such section and shall be deemed  
46 repealed therewith;

47 j. the amendments to paragraphs 2 and 3 of subdivision (m) of section  
48 1111-d of the vehicle and traffic law made by section seventy-five of  
49 this act shall not affect the repeal of such section and shall be deemed  
50 repealed therewith;

51 k. the amendments to paragraphs 2 and 3 of subdivision (m) of section  
52 1111-d of the vehicle and traffic law made by section seventy-six of  
53 this act shall not affect the repeal of such section and shall be deemed  
54 repealed therewith;

55 l. the amendments to paragraphs 2 and 3 of subdivision (m) of section  
56 1111-d of the vehicle and traffic law made by section seventy-seven of

1 this act shall not affect the repeal of such section and shall be deemed  
2 repealed therewith;

3 m. the amendments to paragraph (g) of subdivision 5 and paragraph (a)  
4 of subdivision 6 of section 396-z of the general business law made by  
5 section ninety-five of this act shall be subject to the expiration and  
6 reversion of such section pursuant to section 4 of chapter 109 of the  
7 laws of 2018, as amended, when upon such date the provisions of section  
8 ninety-five-a of this act shall take effect;

9 n. the amendments to paragraph 2-a of subsection (f) of section 3420  
10 of the insurance law made by section ninety-seven of this act shall not  
11 affect the repeal of such subdivision and shall be deemed repealed ther-  
12 ewith;

13 o. the amendments to subdivision 3 of section 66-a of the public offi-  
14 cers law made by section one hundred seven of this act shall not affect  
15 the repeal of such subdivision and shall be deemed repealed therewith;  
16 and

17 p. the amendments to section 89-g of the state finance law made by  
18 section one hundred eight of this act shall not affect the repeal of  
19 such section and shall be deemed repealed therewith.