

## BANY LEGISLATION 2007 (*Updated 4/25/07*)

### A 209 by Gantt

This legislation would increase the minimum fine for a conviction of aggravated unlicensed operation in the second degree from \$500 to \$750, and the maximum term of imprisonment for such offense from 180 days to one year.

The bill also would increase the minimum fine for a conviction of first degree aggravated unlicensed operation from \$500 to \$2,500, and a term of imprisonment from 11/2 to 4 years.

Status Referred to Assembly Transportation

### A 232 by Gantt

This legislation would mandate the imposition of a fine in instances where a person is sentenced to a period of imprisonment for alcohol and drug related driving offenses.

Status Referred to Assembly Transportation

### A 689 by Ortiz

This bill would require prior to the issuance of a taxicab, limousine, commuter van, para-transit or for-hire vehicle license, the applicant for such license be fingerprinted by the licensing authority authorized to issue such license for the purpose of securing criminal history records from both the state division of criminal justice services and the federal bureau of investigation.

Status Referred to Assembly Transportation

### A 1234 by Bing S 1290 by Bonacic

This bill would prohibit driving or using a motor vehicle while the driver's ability or alertness is so impaired from fatigue as to make it unsafe to operate the vehicle.

Status Referred to Assembly Transportation

Status Referred to Senate Transportation

### A 1323 by P. Rivera

This bill would impose an additional mandatory surcharge to be levied in addition to any other sentence, fine, penalty, surcharge or fee in the amount of \$10.00 to be deposited into the New York State Victims of Drunk Driving Trust Fund.

Status Referred to Assembly Transportation

### A 1713 by Koon S 290 by Alesi

This bill requires persons convicted of driving while intoxicated who are injured as a result of such offense and who are medically transported to a hospital to pay for such transport and other pre-hospital medical bills before their license to drive can be reissued to them.

Status Referred to Assembly Transportation

Status Referred to Senate Transportation

A 1737 by Tonko

This bill permits sentencing judges to assess reasonable costs for police, fire and emergency response services against alcohol-related driving offenders whose actions necessitate such emergency services.

Status Referred to Assembly Transportation

A 1931 by R. Diaz

This bill would allow school districts and operators of parks and playgrounds to establish effective idle-free areas.

Status Referred to Assembly Transportation

A 1932 by R. Diaz

This legislation would to exempt new electric vehicles, clean fuel vehicles and vehicles that meet the clean vehicle standards from registration fees for the first year of operation.

Status Referred to Assembly Transportation

A 2106 by R. Diaz

This bill would require any person convicted of operating a motor vehicle while under the influence of alcohol or drugs to complete a drinking driver program as a condition of their sentence.

Status Referred to Assembly Transportation

A 2252 by Ortiz

This legislation would require commercial vehicles over 18,000 lbs. or those carrying hazardous cargo or school buses to install an ignition interlock device to prevent an intoxicated driver from operating the vehicle.

Status Referred to Assembly Transportation

A 2473 by Dinowitz

This legislation would prohibit a disposition by adjournment in contemplation of dismissal for all DWI offenses.

Status Referred to Assembly Transportation

A 2475 by Hoyt

This bill would require those individuals convicted of alcohol related vehicle and traffic law violations to participate in victims impact programs as a part of a condition to their sentence.

Status Referred to Assembly Transportation

A 3177 by Pretlow

This legislation would authorize the impoundment of motor vehicles operated by persons driving while ability impaired or while intoxicated at the time of the arrest. The impoundment of the vehicle will ensure that if the individual arrested is released while still intoxicated he or she will not have access to the vehicle.

Status Referred to Assembly Transportation

A 3624 by Gantt

This legislation increases the criminal penalties for driving while ability impaired, driving while intoxicated and for aggravated unlicensed operation of a vehicle.

Status Referred to Assembly Transportation

A 3756 by Ortiz

Reduces the blood alcohol level threshold for a determination of intoxication from .08 to .06.

Status Referred to Assembly Transportation

A 3967 by Brodsky

Requires mandatory minimum periods of imprisonment for those who have multiple convictions for Driving While Intoxicated or While Ability is impaired by Drugs.

Status Referred to Assembly Transportation

A 4143 by Young S 2488 by Stavisky

To strengthen provisions of the vehicle and traffic law and penal law that relate to the crimes of vehicular assault and vehicular manslaughter when serious physical injury or death is caused by a person driving a vehicle while impaired because of lack of sleep.

Status Referred to Assembly Transportation

Status Referred to Senate Transportation

A 4419 by Colton

Increases the classification of leaving the scene of an accident without reporting from a class A misdemeanor to a class E felony for the first offense and from a class E felony to a class D felony on the second offense.

Status Referred to Assembly Transportation

A 5480 by Gunther S 2689 by Young

Requires that any person convicted of an alcohol related offense be required to participate in the ignition interlock device program.

Status Referred to Assembly Transportation

Status Referred to Senate Transportation

A 5888 by Hoyt

This legislation is designed to prohibit those who have been convicted of any driving while impaired offenses from receiving a license to operate a limousine, taxi, bus or any vehicle for hire.

Status Referred to Assembly Transportation

A 6035 by Pretlow

Provides that all buses manufactured for sale in this state after July 1, 2011, shall have an exhaust system whereby the point of emission from the exhaust pipe is at the upper right hand corner of the rear of such vehicle.

Status Referred to Assembly Transportation

A 6147 by P. Rivera

To require the installation of ignition interlock devices on vehicles owned by individuals with two or more convictions for driving under the influence of alcohol or drugs.

Status Referred to Assembly Transportation

A 6563 by J. Rivera S 2234 by Klein

Requires certain first-time alcohol and drug offenders to participate in an alcohol and drug rehabilitation program operated under the auspices of the Department of motor vehicles.

Status Referred to Assembly Transportation

Status Referred to Senate Transportation

A 7482 by Townsend A 4508 by Valesky

This bill would increase the penalties for repeat offenses of driving while intoxicated within one year of a previous driving while intoxicated conviction.

Status Referred to Assembly Transportation

Status Referred to Senate Transportation

A 7585 by Alessi S 4735 by LaValle

This legislation would double the minimum period of license revocation for certain driving while intoxicated convictions.

Status Referred to Assembly Transportation

Status Referred to Senate Transportation

S 28 by Defrancisco

To increase the penalties on drivers who drive drunk or under the influence of drugs while a minor is a passenger in the vehicle.

Status Referred to Senate Transportation

S 43 by Senator Maziarz

This legislation creates a new Class E felony when a person is convicted of a fourth violation of Driving While Ability Impaired (DWAI).

Status-Referred to Senate Transportation

03/13/2007 Passed Senate Delivered to Assembly

03/13/2007 Referred to Assembly Transportation

S 263 by Alesi A 1835 by Koon

Increases penalties for criminal convictions of drunk or drugged driving where a child, under the age of 17, is a passenger.

Status 3/06/07 Passed Senate

03/06/2007 Delivered to Assembly

03/06/2007 Referred to Assembly Codes

Status Referred to Assembly Codes

S 391 by Young

This bill would expand the definition of drug to include glue sniffing, or aerosol inhalation within the grounds for drug-impaired driving.

Status 03/26/2007 Passed Senate

03/26/2007 Delivered to Assembly

03/26/2007 Referred to Assembly Transportation

S 379 by Young

Establishes mandatory weekend imprisonment for conviction of driving while intoxicated or under influence of drugs.

Status Referred to Senate Transportation

S 506 by Senator Maziarz

This legislation would require the installation of ignition interlock devices on vehicles owned by individuals with two or more convictions for driving while under the influence of alcohol or drugs.

Status Referred to Senate Transportation

04/18/2007 Passed Senate

04/18/2007 Delivered to Assembly

04/18/2007 Referred to Assembly Transportation

Status Referred to Assembly Codes

S 617 by Marcellino A 7318 by Weisenberg

Provides for increasing the parameters of driving while ability impaired to include driving while ability is affected to any extent by the utilization of a drug.

Status Referred to Senate Transportation

2/27/07 First Report Calendar

2/28/07 Second Report Calendar

3/06/07 Placed on Senate Floor Calendar

Status Referred to Assembly Codes

S 1343 by Johnson (Owen) A 2257 by Tonko

This bill would preclude plea bargaining from DWI to DWAI or from DWAI to a non-alcohol offense for offenders who have been convicted of DWI or DWAI within the previous ten years.

Status Referred to Senate Transportation

Status Referred to Assembly Transportation

S 3198 by Marcellino A 7319 by Weisenberg

This bill increases the penalty for leaving the scene of an incident causing personal property damage from a traffic infraction to a class A misdemeanor.

Status Referred to Senate Transportation

Status Referred to Assembly Transportation

S 4370 by Bonacic

This bill would provide for the immediate seizure of a conditional or hardship license when the driver is charged with DWI, DWAI, or driving while ability impaired by drugs.

Status Referred to Senate Transportation