

"P" 24 (2016)

"M" 21 (2016)

Albany, New York

December 22, 2016

TO: All Enforcement Agencies and Magistrates

SUBJECT: Correction to Memo "P" 23/"M" 20 – Chapter 444 of the Laws of 2016

Memo "P" 23/"M" 20 dated December 21, 2016 included a copy of Part 54 of the Commissioner's Regulations. After the memo was issued, a technical revision was made to the regulation providing that rear side windows on pre-1992 vehicles are not subject to the window tinting law. The revised regulation is attached. All other information in the previous memo is correct.

Please share this information with appropriate staff. Thank you.

Theresa L. Egan
Executive Deputy Commissioner

Attachment

15 NYCRR 54 – Express Terms

The title of Part 54 of Title 15 is amended to read as follows:

Protective Helmets, Goggles, Face Shields, Light Transmittance for Motor Vehicle Windows and Windshields and Wind Screens for Motorcycles.

A new section 54.40 is amended to read as follows:

54.40 Light Transmittance Standards for Motor Vehicle Windows and Windshields

(a) The front windshield below the top 6 inches shall not have a light transmittance of less than 70 percent for 1992 and newer vehicles or 35 percent light transmittance for 1991 and older vehicles.

(b) The windows on either side forward or adjacent to the driver's seating position shall not have a light transmittance of less than 70 percent for 1992 and newer vehicles or 35 percent light transmittance for 1991 and older vehicles.

(c) Any rear side windows in a 1992 or newer vehicle shall not have a light transmittance of less than 70 percent if the vehicle is classified as a station wagon, sedan, hardtop, coupe, hatchback or convertible. A vehicle is so classified if it is labeled "Passenger Car" on the Federal ID label found on the left front door panel.

(d) For vehicles that are not equipped with a side-view mirror on both sides of the vehicle, the rear windshield shall not have a light transmittance of less than 70 percent for 1992 and newer vehicles or 35 percent light transmittance for 1991 and older vehicles.