



J. DAVID SAMPSON
Executive Deputy Commissioner

STATE OF NEW YORK DEPARTMENT OF MOTOR VEHICLES

6 EMPIRE STATE PLAZA, ALBANY, NY 12228

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"M" 4 (2011)

Albany, New York

April 14, 2011

TO: All Enforcement Agencies and Magistrates

SUBJECT: Fraudulent Activity Privilege Revocations

Over the past year, the Department has implemented aggressive and innovative strategies to reduce the number of individuals who obtain or hold driver permits, licenses and non-driver identification (NDID) cards through the use of fraudulent identities and documents. Consequently, you will see a new display on driving records: REVOCATION: MADE A FALSE STATEMENT OR PROVIDED FRAUDULENT DOCUMENTS IN APPLICATION FOR A NEW YORK STATE IDENTIFICATION DOCUMENT. This action is taken pursuant to sections 392 and 510(3)(a) of the Vehicle and Traffic Law. (This revocation is designated as DMV code 720.) In addition, the address field on the driving record will read ""FRAUDULENT ACTIVITY" and will note a DMV Field Investigation case number, such as "CASE 1010X12345".

If law enforcement officers encounter a person who provides a document corresponding to the revocation referenced above, they should treat such person like any other motorist with a revoked privilege.

If you have questions, you may contact the Department of Motor Vehicles' Division of Field Investigation at (518) 473-6465, Monday - Friday, from 8:00 a.m. - 4:30 p.m.

Please share this information with appropriate staff, including all road patrol enforcement officers. Thank you.

J. David Sampson
Executive Deputy Commissioner

Attachment

NYS Vehicle and Traffic Law

§ 392. False statements, alteration of records or substitution in connection with any examination. Any person knowingly making a false statement in an application or any document issued by the commissioner or in any proof or statement in writing in connection with such an application, or who shall deceive or substitute or cause another to deceive or substitute in connection with any examination hereunder, or who shall willfully alter a number plate (except for restoration purposes pursuant to schedule G of subdivision seven of section four hundred one of this chapter), or make a material alteration on any document issued pursuant to this chapter, or unlawfully use a validating device on a certificate of registration, license or any other form, shall be guilty of a misdemeanor. A person who operates a motor vehicle upon the public highway displaying or using any document that he or she knows has been obtained in violation of this section, shall be guilty of a misdemeanor. Nothing contained in this section shall prohibit the imposition of a charge of any other offense set forth in this chapter or any other provision of law for any acts arising out of the same incident.

§ 510. Suspension, revocation and reissuance of licenses and registrations.

3. Permissive suspensions and revocations. Such licenses and registrations and the privilege of a non-resident of operating a motor vehicle in this state and of operation within this state of any motor vehicle owned by him [or her] and the privilege of an unlicensed person of obtaining a license issued by the commissioner and of obtaining a registration issued by the commissioner may be suspended or revoked:

a. for any violation of the provisions of this chapter, except section eleven hundred ninety-two, or for any violation of a local ordinance or regulation prohibiting dangerous driving as shall, in the discretion of the officer acting hereunder, justify such revocation or suspension....