S T A T E O F N E W Y O R K

2395

2009-2010 Regular Sessions

I N S E N A T E

February 19, 2009

Introduced by Sen. NOZZOLIO -- 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 and the state finance law, in relation to creating a distinctive license plate for the Drug Abuse Resistance Education (D.A.R.E.) program

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. The vehicle and traffic law is amended by adding a new section 404-x to read as follows:

S 404-X. DISTINCTIVE PLATES FOR THE DRUG ABUSE RESISTANCE EDUCATION (D.A.R.E.) PROGRAM. 1. ANY PERSON RESIDING IN THIS STATE SHALL, UPON REQUEST, BE ISSUED A DISTINCTIVE DRUG ABUSE RESISTANCE EDUCATION (D.A.R.E.) PROGRAM LICENSE PLATE. THE DESIGN OF SUCH DISTINCTIVE PLATE SHALL BE DEVELOPED BY THE COMMISSIONER IN CONSULTATION WITH THE SUPERINTENDENT OF STATE POLICE.

2. A DISTINCTIVE PLATE ISSUED PURSUANT TO THIS SECTION SHALL BE ISSUED IN THE SAME MANNER AS OTHER NUMBER PLATES UPON THE PAYMENT OF THE REGULAR REGISTRATION FEE PRESCRIBED BY SECTION FOUR HUNDRED ONE OF THIS ARTICLE; PROVIDED, HOWEVER, THAT AN ADDITIONAL ANNUAL SERVICE CHARGE OF TWENTY-FIVE DOLLARS SHALL BE CHARGED FOR SUCH PLATE. SUCH ANNUAL SERVICE CHARGE SHALL BE DEPOSITED PURSUANT TO THE PROVISIONS OF SECTION FOUR HUNDRED FOUR-OO OF THIS ARTICLE TO THE CREDIT OF THE DEPARTMENT OF MOTOR VEHICLES DISTINCTIVE PLATE DEVELOPMENT FUND ESTABLISHED BY SECTION NINETY-FIVE-G OF THE STATE FINANCE LAW AND SHALL BE USED FOR THE PRODUCTION, DESIGN, ADVERTISING AND MARKETING OF DISTINCTIVE LICENSE PLATES PURSUANT TO SECTION NINETY-FIVE-G OF THE STATE FINANCE LAW; PROVIDED, HOWEVER, THAT ANNUAL SERVICE CHARGES COLLECTED IN EXCESS OF SIX THOUSAND DOLLARS SHALL BE DEPOSITED TO THE CREDIT OF THE DRUG ABUSE RESISTANCE EDUCATION (D.A.R.E.) FUND ESTABLISHED PURSUANT TO SECTION NINETY-SEVEN-JJJJ OF THE STATE FINANCE LAW AND SHALL BE USED FOR PUBLIC EDUCATION AND OUTREACH COSTS RELATED TO DRUG ABUSE RESISTANCE EDUCATION

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

LBD00738-01-9

PURSUANT TO SECTION NINETY-SEVEN-JJJJ OF THE STATE FINANCE LAW; PROVIDED, HOWEVER, THAT ONE YEAR AFTER THE EFFECTIVE DATE OF THIS SECTION, FUNDS UP TO A MAXIMUM OF SIX THOUSAND DOLLARS, OR SO MUCH THEREOF AS MAY BE AVAILABLE, SHALL BE ALLOCATED FROM SUCH FUND TO THE DEPARTMENT TO OFFSET COSTS ASSOCIATED WITH THE PRODUCTION OF SUCH LICENSE PLATE.

S 2. The state finance law is amended by adding a new section 97-jjjj to read as follows:

S 97-JJJJ. DRUG ABUSE RESISTANCE EDUCATION (D.A.R.E.) FUND. 1. THERE IS HEREBY ESTABLISHED IN THE JOINT CUSTODY OF THE STATE COMPTROLLER AND THE COMMISSIONER OF TAXATION AND FINANCE A SPECIAL REVENUE FUND TO BE KNOWN AS THE DRUG ABUSE RESISTANCE EDUCATION (D.A.R.E.) FUND.

2. THE DRUG ABUSE RESISTANCE EDUCATION (D.A.R.E.) FUND SHALL CONSIST OF MONEYS RECEIVED BY THE STATE PURSUANT TO SECTION FOUR HUNDRED FOUR-X OF THE VEHICLE AND TRAFFIC LAW, MONEYS DONATED OR GIVEN TO THE STATE, AND ALL OTHER MONEYS APPROPRIATED, CREDITED OR TRANSFERRED THERETO FROM ANY OTHER FUND OR SOURCE.

3. MONEYS OF THE DRUG ABUSE RESISTANCE EDUCATION (D.A.R.E.) FUND, SHALL BE MADE AVAILABLE TO THE SUPERINTENDENT OF STATE POLICE FOR PUBLIC EDUCATION AND OUTREACH PROGRAM COSTS RELATED TO DRUG ABUSE RESISTANCE EDUCATION.

S 3. This act shall take effect on the one hundred eightieth day after it shall have become a law; provided, however, that any rules and regulations required to implement the foregoing provisions of this act shall be promulgated on or before such effective date.