

2905--A

2011-2012 Regular Sessions

I N   S E N A T E

February 3, 2011

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Introduced by Sens. DeFRANCISCO, BONACIC, GRIFFO, JOHNSON, LARKIN, MAZIARZ, NOZZOLIO, RANZENHOFER, SEWARD -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation -- recommitted to the Committee on Transportation in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the vehicle and traffic law, in relation to establishing distinctive "Support Our Troops" plates; and to amend the state finance law, in relation to creating a Support Our Troops, Inc. fund

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

1     Section 1. The vehicle and traffic law is amended by adding a new  
2     section 404-x to read as follows:  
3     S 404-X. DISTINCTIVE "SUPPORT OUR TROOPS" PLATES. 1. ANY PERSON RESID-  
4     ING IN THIS STATE SHALL, UPON REQUEST, BE ISSUED A DISTINCTIVE "SUPPORT  
5     OUR TROOPS" LICENSE PLATE OF DESIGN SUBMITTED BY THE SPONSORING ORGAN-  
6     IZATION AND APPROVED BY THE COMMISSIONER, WHICH DESIGN MAY INCLUDE THE  
7     SPONSORING ORGANIZATION'S TRADEMARK "SUPPORT OUR TROOPS!" OR "SALUTE OUR  
8     HEROES!," ITS TRADEMARK LOGO, AND ITS WEBSITE DOMAIN ADDRESS. APPLICA-  
9     TION FOR SAID LICENSE PLATE SHALL BE FILED WITH THE COMMISSIONER IN SUCH  
10    FORM AND DETAIL AS THE COMMISSIONER SHALL PRESCRIBE.  
11    2. THE DISTINCTIVE "SUPPORT OUR TROOPS" LICENSE PLATES ISSUED PURSUANT  
12    TO THIS SECTION SHALL BE ISSUED IN THE SAME MANNER AS OTHER NUMBER  
13    PLATES UPON PAYMENT OF THE REGULAR REGISTRATION FEE PRESCRIBED BY  
14    SECTION FOUR HUNDRED ONE OF THIS ARTICLE AND AN ADDITIONAL ANNUAL  
15    SERVICE CHARGE OF TWENTY-FIVE DOLLARS. TWENTY DOLLARS FROM EACH TWENTY-  
16    FIVE DOLLARS RECEIVED AS ANNUAL SERVICE CHARGES UNDER THIS SECTION SHALL  
17    BE DEPOSITED AS A ROYALTY TO THE CREDIT OF THE SUPPORT OUR TROOPS, INC.  
18    FUND, ESTABLISHED AS A REVOLVING FUND PURSUANT TO SECTION NINETY-NINE-U  
19    OF THE STATE FINANCE LAW.

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

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1 3. PROVIDED, HOWEVER, THAT ONE YEAR AFTER THE EFFECTIVE DATE OF THIS  
2 SECTION, FUNDS IN THE AMOUNT OF FIVE THOUSAND DOLLARS, OR SO MUCH THERE-  
3 OF AS MAY BE AVAILABLE, SHALL BE ALLOCATED FROM SUCH FUND TO THE DEPART-  
4 MENT TO OFFSET COSTS ASSOCIATED WITH THE PRODUCTION OF SUCH LICENSE  
5 PLATES, TOGETHER WITH AN ADDITIONAL FIVE THOUSAND DOLLARS TO OFFSET  
6 COSTS ASSOCIATED WITH PRODUCTION OF THE PLATE IN MOTORCYCLE SIZE.

7 S 2. The state finance law is amended by adding a new section 99-u to  
8 read as follows:

9 S 99-U. SUPPORT OUR TROOPS, INC. FUND. 1. THERE IS HEREBY ESTABLISHED  
10 IN THE JOINT CUSTODY OF THE STATE COMPTROLLER AND THE COMMISSIONER OF  
11 TAXATION AND FINANCE A FUND TO BE KNOWN AS THE SUPPORT OUR TROOPS, INC.  
12 FUND.

13 2. SUCH FUND SHALL CONSIST OF ALL MONEYS COLLECTED PURSUANT TO SECTION  
14 FOUR HUNDRED FOUR-X OF THE VEHICLE AND TRAFFIC LAW, AND ALL OTHER MONEYS  
15 CREDITED OR TRANSFERRED THERETO FROM ANY OTHER FUND OR SOURCE PURSUANT  
16 TO LAW, PROVIDED THAT SECTION FOUR HUNDRED FOUR-X OF THE VEHICLE AND  
17 TRAFFIC LAW SHALL CONTROL THE METHOD OF PAYMENT FOR THE COSTS OF PRODUC-  
18 ING THE DISTINCTIVE LICENSE PLATES AUTHORIZED PURSUANT TO SUCH SECTION  
19 OF THE VEHICLE AND TRAFFIC LAW.

20 3. MONEYS SHALL BE PAID OUT OF THE FUND TO THE SUPPORT OUR TROOPS,  
21 INC., ORGANIZED PURSUANT TO SECTION 501(C)(3) OF THE INTERNAL REVENUE  
22 CODE, ON THE REQUEST OF THE CHAIRMAN OF THE BOARD OF DIRECTORS OF  
23 SUPPORT OUR TROOPS, INC. ANY INTEREST RECEIVED BY THE COMPTROLLER ON  
24 MONEYS ON DEPOSIT IN THE SUPPORT OUR TROOPS, INC. FUND SHALL BE RETAINED  
25 IN AND BECOME PART OF SUCH FUND. NO MONEY FROM SUCH FUND MAY BE WITH-  
26 DRAWN, TRANSFERRED, OR USED BY ANY PERSON FOR ANY PURPOSE OTHER THAN AS  
27 PERMITTED BY THIS SECTION.

28 S 3. This act shall take effect on the one hundred eightieth day after  
29 it shall have become a law.