

461

2011-2012 Regular Sessions

I N   S E N A T E

(PREFILED)

January 5, 2011

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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:

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 PLATES FOR THE DRUG ABUSE RESISTANCE EDUCATION  
4     (D.A.R.E.) PROGRAM. 1. ANY PERSON RESIDING IN THIS STATE SHALL, UPON  
5     REQUEST, BE ISSUED A DISTINCTIVE DRUG ABUSE RESISTANCE EDUCATION  
6     (D.A.R.E.) PROGRAM LICENSE PLATE. THE DESIGN OF SUCH DISTINCTIVE PLATE  
7     SHALL BE DEVELOPED BY THE COMMISSIONER IN CONSULTATION WITH THE SUPER-  
8     INTENDENT OF STATE POLICE.  
9     2. A DISTINCTIVE PLATE ISSUED PURSUANT TO THIS SECTION SHALL BE ISSUED  
10    IN THE SAME MANNER AS OTHER NUMBER PLATES UPON THE PAYMENT OF THE REGU-  
11    LAR REGISTRATION FEE PRESCRIBED BY SECTION FOUR HUNDRED ONE OF THIS  
12    ARTICLE; PROVIDED, HOWEVER, THAT AN ADDITIONAL ANNUAL SERVICE CHARGE OF  
13    TWENTY-FIVE DOLLARS SHALL BE CHARGED FOR SUCH PLATE. SUCH ANNUAL  
14    SERVICE CHARGE SHALL BE DEPOSITED PURSUANT TO THE PROVISIONS OF SECTION  
15    FOUR HUNDRED FOUR-OO OF THIS ARTICLE TO THE CREDIT OF THE DEPARTMENT OF  
16    MOTOR VEHICLES DISTINCTIVE PLATE DEVELOPMENT FUND ESTABLISHED BY SECTION  
17    NINETY-FIVE-G OF THE STATE FINANCE LAW AND SHALL BE USED FOR THE  
18    PRODUCTION, DESIGN, ADVERTISING AND MARKETING OF DISTINCTIVE LICENSE  
19    PLATES PURSUANT TO SECTION NINETY-FIVE-G OF THE STATE FINANCE LAW;  
20    PROVIDED, HOWEVER, THAT ANNUAL SERVICE CHARGES COLLECTED IN EXCESS OF  
21    SIX THOUSAND DOLLARS SHALL BE DEPOSITED TO THE CREDIT OF THE DRUG ABUSE  
22    RESISTANCE EDUCATION (D.A.R.E.) FUND ESTABLISHED PURSUANT TO SECTION  
23    NINETY-SEVEN-KKKK OF THE STATE FINANCE LAW AND SHALL BE USED FOR PUBLIC

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

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1 EDUCATION AND OUTREACH COSTS RELATED TO DRUG ABUSE RESISTANCE EDUCATION  
2 PURSUANT TO SECTION NINETY-SEVEN-KKKK OF THE STATE FINANCE LAW;  
3 PROVIDED, HOWEVER, THAT ONE YEAR AFTER THE EFFECTIVE DATE OF THIS  
4 SECTION, FUNDS UP TO A MAXIMUM OF SIX THOUSAND DOLLARS, OR SO MUCH THERE-  
5 OF AS MAY BE AVAILABLE, SHALL BE ALLOCATED FROM SUCH FUND TO THE  
6 DEPARTMENT TO OFFSET COSTS ASSOCIATED WITH THE PRODUCTION OF SUCH  
7 LICENSE PLATE.

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

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

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

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

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