

4535

2015-2016 Regular Sessions

I N S E N A T E

March 26, 2015

Introduced by Sen. MARCHIONE -- 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 establishing a distinctive "New York recycles" license plate

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 "NEW YORK RECYCLES" LICENSE PLATES. 1. ANY PERSON
4 RESIDING IN THIS STATE SHALL, UPON REQUEST, BE ISSUED A DISTINCTIVE "NEW
5 YORK RECYCLES" LICENSE PLATE OF A DESIGN DEVELOPED AND APPROVED BY THE
6 COMMISSIONER, IN COOPERATION WITH THE NEW YORK STATE ASSOCIATION FOR
7 REDUCTION, REUSE AND RECYCLING. APPLICATION FOR SUCH LICENSE SHALL BE
8 FILED WITH THE COMMISSIONER IN SUCH FORM AND DETAIL AS THE COMMISSIONER
9 SHALL PRESCRIBE.
10 2. A DISTINCTIVE "NEW YORK RECYCLES" LICENSE PLATE ISSUED PURSUANT TO
11 THIS SECTION SHALL BE ISSUED IN THE SAME MANNER AS OTHER NUMBER PLATES
12 UPON THE PAYMENT OF THE REGULAR REGISTRATION FEE PRESCRIBED BY SECTION
13 FOUR HUNDRED ONE OF THIS ARTICLE, PROVIDED, HOWEVER, THAT AN ADDITIONAL
14 ANNUAL SERVICE CHARGE OF TWENTY-FIVE DOLLARS SHALL BE CHARGED FOR SUCH
15 PLATE. EACH TWENTY-FIVE DOLLARS RECEIVED AS AN ANNUAL SERVICE CHARGE
16 UNDER THIS SECTION SHALL BE DEPOSITED TO THE CREDIT OF THE SOLID WASTE
17 ACCOUNT OF THE ENVIRONMENTAL PROTECTION FUND ESTABLISHED PURSUANT TO
18 SECTION NINETY-TWO-S OF THE STATE FINANCE LAW AND SHALL BE USED FOR
19 MUNICIPAL WASTE REDUCTION OR RECYCLING PROJECTS, PURSUANT TO TITLE SEVEN
20 OF ARTICLE FIFTY-FOUR OF THE ENVIRONMENTAL CONSERVATION LAW. PROVIDED,
21 HOWEVER, THAT ONE YEAR AFTER THE EFFECTIVE DATE OF THIS SECTION, FUNDS
22 IN THE AMOUNT OF FIVE THOUSAND DOLLARS, OR SO MUCH THEREOF AS MAY BE
23 AVAILABLE, SHALL BE ALLOCATED FROM SUCH FUND TO THE DEPARTMENT TO OFFSET
24 COSTS ASSOCIATED WITH THE PRODUCTION OF SUCH LICENSE PLATES EXCEPT THAT

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

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1 NO SUCH FUNDS SHALL BE SO ALLOCATED IF THE DEPARTMENT HAS RECEIVED FUNDS
2 FOR SUCH PURPOSE FROM THE NEW YORK STATE ASSOCIATION FOR REDUCTION,
3 REUSE AND RECYCLING.

4 S 2. Subdivision 3 of section 92-s of the state finance law, as
5 amended by section 11 of part F of chapter 58 of the laws of 2013, is
6 amended to read as follows:

7 3. Such fund shall consist of the amount of revenue collected within
8 the state from the amount of revenue, interest and penalties deposited
9 pursuant to section fourteen hundred twenty-one of the tax law, the
10 amount of fees and penalties received from easements or leases pursuant
11 to subdivision fourteen of section seventy-five of the public lands law
12 and the money received as annual service charges pursuant to section
13 four hundred four-1 of the vehicle and traffic law, all moneys required
14 to be deposited therein from the contingency reserve fund pursuant to
15 section two hundred ninety-four of chapter fifty-seven of the laws of
16 nineteen hundred ninety-three, THE MONEY RECEIVED AS ADDITIONAL ANNUAL
17 SERVICE CHARGES PURSUANT TO SECTION FOUR HUNDRED FOUR-X OF THE VEHICLE
18 AND TRAFFIC LAW (THE ENTIRETY OF WHICH SHALL BE DEPOSITED TO THE CREDIT
19 OF THE SOLID WASTE ACCOUNT), all moneys required to be deposited pursu-
20 ant to section thirteen of chapter six hundred ten of the laws of nine-
21 teen hundred ninety-three, repayments of loans made pursuant to section
22 54-0511 of the environmental conservation law, all moneys to be deposit-
23 ed from the Northville settlement pursuant to section one hundred twen-
24 ty-four of chapter three hundred nine of the laws of nineteen hundred
25 ninety-six, provided however, that such moneys shall only be used for
26 the cost of the purchase of private lands in the core area of the
27 central Suffolk pine barrens pursuant to a consent order with the North-
28 ville industries signed on October thirteenth, nineteen hundred ninety-
29 four and the related resource restoration and replacement plan, the
30 amount of penalties required to be deposited therein by section 71-2724
31 of the environmental conservation law, all moneys required to be depos-
32 ited pursuant to article thirty-three of the environmental conservation
33 law, all fees collected pursuant to subdivision eight of section 70-0117
34 of the environmental conservation law, all moneys collected pursuant to
35 title thirty-three of article fifteen of the environmental conservation
36 law, beginning with the fiscal year commencing on April first, two thou-
37 sand thirteen, and all fiscal years thereafter, fifteen million dollars
38 plus all funds received by the state each fiscal year in excess of the
39 amount received from April first, two thousand twelve through March
40 thirty-first, two thousand thirteen, from the payments collected pursu-
41 ant to subdivision four of section 27-1012 of the environmental conser-
42 vation law and all funds collected pursuant to section 27-1015 of the
43 environmental conservation law, provided such funds shall not be less
44 than four million dollars for the fiscal year commencing April first,
45 two thousand thirteen, and not less than eight million dollars for all
46 fiscal years thereafter and all other moneys credited or transferred
47 thereto from any other fund or source pursuant to law. All such revenue
48 shall be initially deposited into the environmental protection fund, for
49 application as provided in subdivision five of this section.

50 S 3. Paragraph (b) of subdivision 6 of section 92-s of the state
51 finance law, as amended by chapter 432 of the laws of 1997, is amended
52 to read as follows:

53 (b) Moneys from the solid waste account shall be available, pursuant
54 to appropriation and upon certificate of approval of availability by the
55 director of the budget, for any non-hazardous municipal landfill closure
56 project; municipal waste reduction or recycling project, as defined in

1 article fifty-four of the environmental conservation law; for the
2 purposes of section two hundred sixty-one and section two hundred
3 sixty-four of the economic development law; any project for the develop-
4 ment, updating or revision of local solid waste management plans pursu-
5 ant to sections 27-0107 and 27-0109 of the environmental conservation
6 law; and for the development of the pesticide sales and use data base in
7 conjunction with Cornell University pursuant to title twelve of article
8 thirty-three of the environmental conservation law; PROVIDED, HOWEVER,
9 THAT MONEYS CREDITED TO SUCH ACCOUNT FROM THE MONEY RECEIVED AS ADDI-
10 TIONAL ANNUAL SERVICE CHARGES PURSUANT TO SECTION FOUR HUNDRED FOUR-X OF
11 THE VEHICLE AND TRAFFIC LAW SHALL BE MADE AVAILABLE EXCLUSIVELY FOR
12 MUNICIPAL WASTE REDUCTION OR RECYCLING PROJECTS PURSUANT TO TITLE SEVEN
13 OF ARTICLE FIFTY-FOUR OF THE ENVIRONMENTAL CONSERVATION LAW.

14 S 4. This act shall take effect immediately.