

STATE OF NEW YORK

7732

IN SENATE

February 14, 2018

Introduced by Sen. HELMING -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

AN ACT relating to making various not-for-profit corporations eligible for funding under the state and municipal facilities program; and to amend chapter 54 of the laws of 2017, enacting the Capital Projects Budget, in relation to including various not-for-profit corporations

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. For the state fiscal year 2017-18 and thereafter, various not-for-profit corporations shall be eligible for any monies appropriated to the state and municipal facilities program for the payment of capital costs.

§ 2. That part, entitled "MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES", of section 1 of chapter 54 of the laws of 2017, enacting the Capital Projects Budget, is amended by adding thereto the items hereinbelow set forth in *italics* and is amended by deleting therefrom the items hereinbelow set forth in brackets as follows:

STATE AND MUNICIPAL FACILITIES PROGRAM

CAPITAL PROJECTS 2017-18

	APPROPRIATIONS	REAPPROPRIATIONS
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Capital Projects Funds - Other	385,000,000	1,253,250,000
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All Funds	385,000,000	1,253,250,000
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STATE AND MUNICIPAL FACILITIES PROGRAM (CCP)	385,000,000	
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Capital Projects Funds - Other

Capital Projects Fund

State and Municipal Facilities Purpose

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

LBD14621-02-8

1 For payment of the capital costs of
2 construction, improvement, rehabilitation
3 or reconstruction of facilities owned by
4 eligible entities; the acquisition of
5 capital facilities and assets by eligible
6 entities, including fixed capital assets;
7 the acquisition by eligible entities of
8 equipment and other capital assets,
9 including vehicles, in support of health,
10 safety, technology, or innovation; the
11 acquisition by an eligible entity of capital
12 assets with a useful life of not less
13 than ten years purchased for the sole
14 purpose of preserving and protecting
15 infrastructure that is owned, controlled
16 or appurtenant to an eligible entity,
17 including but not limited to heavy duty
18 road maintenance and construction vehicles,
19 pavers, snow plows, street sweepers
20 and heavy duty fire, emergency response
21 and law enforcement vehicles; economic
22 development projects sponsored by the
23 state or municipal corporations, as
24 defined in section 2 of the general municipal
25 law, that will create or retain jobs
26 in New York state as certified by the
27 commissioner of the department of economic
28 development; or environmental projects
29 sponsored by the state or municipal corporations
30 as defined in section 2 of the
31 general municipal law. Eligible entities
32 shall consist of the state; municipal
33 corporations as defined in section 2 of
34 the general municipal law; water and sewer
35 districts; the Metropolitan Transportation
36 Authority; a college or university established
37 pursuant to section 352 of the
38 education law, section 6203 of the education
39 law or section 6302 of the education
40 law; an independent not-for-profit institution
41 of higher education as defined in
42 subdivision 2 of section 6401 of the
43 education law; public school districts;
44 public housing authorities; public
45 libraries and library systems chartered by
46 the regents of the state of New York or
47 established by an act of the legislature;
48 public park conservancies or not for
49 profit corporations organized for the
50 purpose of investing in parks owned by the
51 state or municipal corporations, as
52 defined in section 2 of the general municipal
53 law; not for profit fire districts,
54 fire commissions, fire companies, fire
55 departments, volunteer rescue and ambulance
56 squads; ~~and~~ not-for-profit hospi-

1 tals; not-for-profit community based
2 organizations which promote health and
3 wellness programs and offer free or
4 reduced price programs and memberships to
5 those in need, including but not limited
6 to, the young men's Christian association,
7 special act school districts, schools for
8 the blind and deaf and other students with
9 disabilities subject to article 85 of the
10 education law, and private schools for
11 students with disabilities authorized
12 pursuant to chapter 853 of the laws of
13 1976; and food pantries and soup kitchens;

14 and not-for-profit animal shelters that
15 contract with municipalities.

16 Costs may include, but shall not be limited
17 to engineering services, construction,
18 project management, right-of-way acquisi-
19 tion, and work appurtenant and ancillary
20 thereto. No funds from this appropriation
21 may be used as a required match or be
22 considered a local share to other state
23 programs or to leverage state aid or
24 grants including but not limited to the
25 apportionment of aid under the education
26 law. Notwithstanding any provision of law
27 to the contrary, funds appropriated herein
28 may, subject to the approval of the direc-
29 tor of the budget, be (i) interchanged,
30 (ii) transferred from this appropriation
31 to any other appropriation of any state
32 department, agency or public benefit
33 corporation, or (iii) suballocated to any
34 other state department, agency or public
35 benefit corporation, to achieve this
36 purpose (SM0117SM) 385,000,000

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38 § 3. This act shall take effect immediately; and shall be deemed to
39 have been in full force and effect on and after April 1, 2017.