

STATE OF NEW YORK

6384--A

2023-2024 Regular Sessions

IN ASSEMBLY

April 6, 2023

Introduced by M. of A. GANDOLFO -- read once and referred to the Committee on Local Governments -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend chapter 493 of the laws of 1987 creating the Ocean Beach Volunteer and Exempt Firefighters' Benevolent Association, Incorporated and providing for its powers and duties, in relation to its purpose and the use of foreign fire insurance premium taxes

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

1 Section 1. Sections 3 and 7 of chapter 493 of the laws of 1987 creat-
2 ing the Ocean Beach Volunteer and Exempt Firefighters' Benevolent Asso-
3 ciation, Incorporated and providing for its powers and duties, are
4 amended to read as follows:

5 § 3. Purposes. [~~The purposes of such corporation shall be the mainte-~~
6 ~~nance of suitable headquarters for, and the promotion of friendly asso-~~
7 ~~ciation for the betterment of the members of such corporation and their~~
8 ~~relations with the community, for the promotion of fraternal intercourse~~
9 ~~among the members of such corporation, to study and disseminate among~~
10 ~~the members of such corporation the most efficient manner of fighting~~
11 ~~fires, the relief, aid and assistance of such members and their families~~
12 ~~who are disabled or indigent and to acquire real and personal property~~
13 ~~such as may be necessary for the purposes herein set forth and the~~
14 ~~promotion of the welfare of the volunteer fire service within the terri-~~
15 ~~tory now served or which may hereafter be served by the Ocean Beach~~
16 ~~Volunteer Fire Department.] The purposes of the corporation created by
17 this act shall be: to provide relief, aid and assistance to the volun-
18 teer members of such corporation who are disabled, indigent or injured
19 in the performance of their duties, and their families; to promote and
20 safeguard the welfare of the volunteer members of such corporation, and
21 their families; to maintain a suitable headquarters for the members of
22 such corporation; to provide for the health and safety of the volunteer~~

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

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1 members of such corporation; and to enhance the morale of the volunteer
2 members of such corporation by providing social and recreational activ-
3 ities for the volunteer members of such corporation, and the promotion
4 of the volunteer fire service within the territory protected by the
5 Ocean Beach Volunteer Fire Department.

6 § 7. Precept for payment of foreign fire insurance premium taxes. Such
7 corporation shall collect and there shall be paid to it all taxes
8 imposed by section nine thousand one hundred four of the insurance law
9 for fire department use and benefit upon premiums for insurance against
10 loss or damage by fire covering property within the village of Ocean
11 Beach located in Suffolk county, New York. The officers of said corpo-
12 ration designated by its by-laws to collect, and receive the aforesaid
13 tax shall have all the powers and be subject to all the provisions of
14 the insurance law, relating to treasurers of fire departments. Such
15 corporation shall also be entitled to receive a share of the tax
16 distributed pursuant to the provisions of section nine thousand one
17 hundred five of the insurance law, based upon the business written in
18 the territory with respect to which it is entitled to collect and
19 receive the tax under section nine thousand one hundred four of the
20 insurance law. Such taxes shall only be used [~~for the care and relief of~~
21 ~~disabled or indigent volunteer and exempt volunteer firefighters and~~
22 ~~their families~~] by the corporation in furtherance of its purposes as set
23 forth in section three of this act.

24 § 2. This act shall take effect immediately; provided, however, that
25 the amendments to section 7 of chapter 493 of the laws of 1987 creating
26 the Ocean Beach Volunteer and Exempt Firefighters' Benevolent Associ-
27 ation, Incorporated and providing for its powers and duties made by
28 section one of this act shall apply to taxes due on premiums received on
29 and after January 1, 2024.