S T A T E O F N E W Y O R K

311

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. PERALTA, GALEF -- Multi-Sponsored by -- M. of A. BENJAMIN, PEOPLES, PERRY, THIELE, TOWNS, WRIGHT -- read once and referred to the Committee on Ways and Means

AN ACT to amend the state finance law, in relation to the proportional distribution of moneys realized from the state lottery

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

Section 1. Subdivision 4 of section 92-c of the state finance law is amended by adding a new paragraph e to read as follows:

E. NOTWITHSTANDING ANY INCONSISTENT PROVISION OF THIS SECTION, ANY MONEYS PAID IN SUPPORT OF ELEMENTARY OR SECONDARY EDUCATION PURSUANT TO THE PROVISIONS OF THIS SECTION SHALL BE IN ADDITION TO ANY MONEYS OTHERWISE APPROPRIATED BY THE STATE FOR SUCH PURPOSES. ANY STATE AID OTHERWISE REQUIRED OR MADE AVAILABLE TO THE SCHOOL DISTRICTS OF THE STATE SHALL BE CALCULATED AS IF THE PROVISIONS OF THIS SECTION AND THE REVENUES MADE AVAILABLE BY THIS SECTION ARE NOT IN FORCE AND EFFECT.

S 2. Subdivision 7 of section 92-c of the state finance law, as amended by chapter 92 of the laws of 1976 and as renumbered by chapter 913 of the laws of 1977, is amended to read as follows:

7. In no fiscal year shall the total amount paid from the fund for expenses of the lottery, exclusive of expenditures for machines or other capital equipment which the division of the lottery is authorized to purchase for the operation of the lottery, exceed an amount which, when added to any amount retained by lottery sales agents as compensation for their services, equals [fifteen] TEN percent of the total amount for which lottery tickets are sold during such fiscal year.

S 3. Section 92-c of the state finance law is amended by adding a new subdivision 7-a to read as follows:

7-A. NOTWITHSTANDING ANY INCONSISTENT PROVISION OF THIS SECTION, IN NO FISCAL YEAR SHALL THE TOTAL AMOUNT PAID FROM THE FUND IN SUPPORT OF

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

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ELEMENTARY OR SECONDARY EDUCATION PURSUANT TO THE PROVISIONS OF THIS SECTION BE LESS THAN FIFTY PER CENTUM OF THE TOTAL AMOUNT FOR WHICH LOTTERY TICKETS ARE SOLD DURING SUCH FISCAL YEAR.

S 4. This act shall take effect on the first of April next succeeding the date on which it shall have become a law.