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

4936

2009-2010 Regular Sessions

I N A S S E M B L Y

February 10, 2009

Introduced by M. of A. GIGLIO -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the legislative law, in relation to certain bills requiring political subdivisions to expend monies

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

Section 1. Section 51 of the legislative law, as added by chapter 985 of the laws of 1983, is amended to read as follows:

S 51. Fiscal impact notes on bills affecting political subdivisions. 1. For the purpose of this section, the term "political subdivision" means any county, city, town, village, special district or school district.

2. The legislature shall by concurrent resolution of the senate and assembly prescribe rules requiring fiscal notes to accompany, on a separate form, bills and amendments to bills, except as otherwise prescribed by such rules, which would substantially affect the revenues or expenses, or both, of any political subdivision.

3. Fiscal notes shall not, however, be required for bills: (a) subject to the provisions of section fifty of this chapter, or (b) accompanied by special home rule requests submitted by political subdivisions, or (c) which provide discretionary authority to political subdivisions, or (d) submitted pursuant to section twenty-four of the state finance law.

4. If the estimate or estimates contained in a fiscal note are inaccurate, such inaccuracies shall not affect, impair or invalidate such bill.

5. EVERY BILL WHICH IMPOSES A DUTY OR REQUIREMENT UPON A POLITICAL SUBDIVISION TO EXPEND ADDITIONAL FUNDS OF TEN THOUSAND DOLLARS OR MORE DURING ANY FISCAL YEAR OF SUCH POLITICAL SUBDIVISION, SHALL INCLUDE AN APPROPRIATION TO REIMBURSE SUCH POLITICAL SUBDIVISION FOR THE FULL AMOUNT OF THE ADDITIONAL FUNDS REQUIRED TO BE EXPENDED PURSUANT TO SUCH BILL OR SHALL ESTABLISH A MEANS FOR SUCH POLITICAL SUBDIVISION TO GENER-

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

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ATE ADDITIONAL REVENUE TO COVER THE COSTS OF SUCH ADDITIONAL EXPENDITURES. THE PROVISIONS OF THIS SUBDIVISION SHALL NOT APPLY TO ANY BILL INTRODUCED PURSUANT TO A HOME RULE MESSAGE, OR ANY BILL ENACTED PURSUANT TO FEDERAL LAW.

S 2. This act shall take effect on the thirtieth day after it shall have become a law.