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

7448--A

Cal. No. 618

I N S E N A T E

April 12, 2010

Introduced by Sen. C. JOHNSON -- read twice and ordered printed, and when printed to be committed to the Committee on Codes -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the penal law, in relation to exempting qualified religious organizations from fees associated with permits required to display fireworks

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

Section 1. Subdivision 5 of section 405.00 of the penal law is amended to read as follows:

5. Local ordinances [superseded]. All local ordinances regulating or prohibiting the display of fireworks are hereby superseded by the provisions of this section. Every city, town or village shall have the power to enact ordinances or local laws [regulating]: (1) REGULATING or prohibiting the use, or the storage, transportation or sale for use of fireworks in the preparation for or in connection with television broadcasts; AND (2) PROVIDING AN EXEMPTION FROM PAYMENT OF ANY FEES FOR A PERMIT TO DISPLAY FIREWORKS ON PREMISES USED AND OWNED OR OPERATED BY A RELIGIOUS INSTITUTION, RELIGIOUS CORPORATION OR ASSOCIATION ORGANIZED AND OPERATED EXCLUSIVELY FOR RELIGIOUS PURPOSES THAT IS QUALIFIED AS EXEMPT PURSUANT TO UNITED STATES INTERNAL REVENUE CODE SECTION 501(C)(3).

S 2. This act shall take effect immediately.

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

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