

7968

2011-2012 Regular Sessions

I N A S S E M B L Y

May 25, 2011

Introduced by M. of A. TENNEY, ABINANTI, BLANKENBUSH, BURLING, CROUCH, LOSQUADRO, D. MILLER, MONTESANO, RA, REILICH -- Multi-Sponsored by -- M. of A. BARCLAY, CALHOUN, CERETTO, JOHNS, McLAUGHLIN, PALMESANO, SAYWARD -- read once and referred to the Committee on Ways and Means

AN ACT to amend the tax law, in relation to the public safety communications surcharge and repealing certain provisions of such law relating thereto

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

1 Section 1. Subdivision 6 of section 186-f of the tax law is REPEALED
2 and a new subdivision 6 is added to read as follows:
3 6. DISTRIBUTION. THE MONIES COLLECTED FROM THE SURCHARGE IMPOSED BY
4 THIS SECTION SHALL BE DISTRIBUTED IN THE FOLLOWING MANNER:
5 (A) FIFTY-EIGHT AND THREE-TENTHS PERCENT SHALL BE USED FOR THE
6 PROVISION OF GRANTS OR REIMBURSEMENTS TO COUNTIES FOR THE DEVELOPMENT,
7 CONSOLIDATION, OR OPERATION OF PUBLIC SAFETY COMMUNICATIONS SYSTEMS OR
8 NETWORKS DESIGNED TO SUPPORT STATEWIDE INTEROPERABLE COMMUNICATIONS FOR
9 FIRST RESPONDERS, TO BE DISTRIBUTED PURSUANT TO STANDARDS AND GUIDELINES
10 ISSUED BY THE STATE. ANNUAL GRANTS MAY CONSIDER COSTS BORNE BY A MUNICI-
11 PALITY RELATED TO THE ISSUANCE OF LOCAL PUBLIC SAFETY COMMUNICATIONS
12 BONDS PURSUANT TO SECTION TWENTY-FOUR HUNDRED THIRTY-TWO OF THE PUBLIC
13 AUTHORITIES LAW, WHEN THE MUNICIPALITY HAS QUALIFIED AS AN APPROVED
14 PARTICIPANT IN A STATEWIDE INTEROPERABLE COMMUNICATIONS SYSTEM UNDER THE
15 STANDARDS AND GUIDELINES ISSUED BY THE STATE, AND MAINTAINS COMPLIANCE
16 WITH SUCH STANDARDS AND GUIDELINES. THE GRANT AMOUNT WILL BE PRESCRIBED
17 PURSUANT TO AN AGREEMENT WITH THE MUNICIPALITY, AND MAY NOT EXCEED THIR-
18 TY PERCENT OF THE ANNUAL COST BORNE BY THE MUNICIPALITY IN RELATION TO
19 SUCH BONDS; AND
20 (B) FORTY-ONE AND SEVEN-TENTHS PERCENT SHALL BE JOINTLY APPORTIONED,
21 PURSUANT TO RULES AND REGULATIONS PROMULGATED BY THE COMMISSIONER, TO:
22 (I) THE STATE POLICE, (II) THE NEW YORK STATE EMERGENCY SERVICES REVOLV-

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

LBD10600-02-1

1 ING LOAN FUND, (III) PROVIDE FOR THE COSTS OF DEBT SERVICE FOR BONDS AND
2 NOTES ISSUED TO FINANCE EXPEDITED DEPLOYMENT FUNDING PURSUANT TO THE
3 PROVISIONS OF SECTION THREE HUNDRED THIRTY-THREE OF THE COUNTY LAW AND
4 SECTION SIXTEEN HUNDRED EIGHTY-NINE-H OF THE PUBLIC AUTHORITIES LAW, AND
5 (IV) PROVIDE FOR SERVICES AND EXPENSES THAT SUPPORT THE OPERATIONS AND
6 MISSION OF THE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES AS
7 APPROPRIATED BY THE LEGISLATURE.

8 S 2. This act shall take effect on the one hundred twentieth day after
9 it shall have become a law; provided, however, that effective immediate-
10 ly, the addition, amendment and/or repeal of any rule or regulation
11 necessary for the implementation of this act on its effective date is
12 authorized and directed to be made and completed on or before such
13 effective date.