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

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I N A S S E M B L Y

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Introduced by M. of A. MORELLE, ORTIZ, DESTITO, COLTON, PERRY, CLARK -- Multi-Sponsored by -- M. of A. COOK, McENENY, MILLMAN, PHEFFER -- read once and referred to the Committee on Aging

AN ACT to amend the state finance law, in relation to the establishment of a special fund to be known as the defense of the elderly fund, and the establishment of a payroll deduction plan for contributions by state employees to such fund

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

Section 1. The state finance law is amended by adding a new section 92-gg to read as follows:

S 92-GG. DEFENSE OF THE ELDERLY FUND. 1. A SPECIAL FUND TO BE KNOWN AS THE "DEFENSE OF THE ELDERLY FUND" IS HEREBY ESTABLISHED IN THE CUSTODY OF THE STATE COMPTROLLER AND THE COMMISSIONER OF TAXATION AND FINANCE.

2. THE FUND SHALL CONSIST OF ALL MONIES TRANSFERRED TO SUCH FUND PURSUANT TO LAW, ALL MONIES REQUIRED BY ANY PROVISION OF LAW TO BE PAID INTO OR CREDITED TO THE FUND, AND ANY INTEREST EARNINGS THAT MAY ACCRUE FROM THE INVESTMENT OF MONIES IN THE FUND. NOTHING CONTAINED HEREIN SHALL PREVENT THE STATE FROM RECEIVING GRANTS, GIFTS OR BEQUESTS FOR THE PURPOSES OF THE FUND AS DEFINED IN THIS SECTION AND DEPOSITING THEM IN THE FUND ACCORDING TO LAW. NOR SHALL ANYTHING CONTAINED HEREIN PRECLUDE THE STATE FROM ENTERING INTO COMMERCIAL AGREEMENTS WITH PRIVATE INDIVIDUALS AND PRIVATE SECTOR ENTITIES WHO WOULD MAKE SUCH GRANTS, GIFTS AND BEQUESTS IN CONSIDERATION OF RECEIVING RECOGNITION FOR THEIR SUPPORT OF THE PURPOSES OF THE FUND.

3. MONIES OF THE FUND, WHEN ALLOCATED, SHALL BE AVAILABLE TO THE DIVISION OF CRIMINAL JUSTICE SERVICES FOR THE CREATION OF PUBLIC INFORMATION AND PROMOTIONAL MATERIALS IN SUPPORT OF STATE AND LOCAL, AND PUBLIC AND PRIVATE INITIATIVES THAT ENHANCE LAW ENFORCEMENT AND CRIME PREVENTION SERVICES THAT RESPOND TO THE NEEDS AND CONCERNS OF THE ELDERLY. SUCH MONIES MAY BE USED TO PRODUCE PUBLIC INFORMATION AND EDUCATION MESSAGES

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

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IN PRINT, RADIO, INTERNET, TELEVISION AND VIDEO FORMATS AS WELL AS ADVERTISING AND PROMOTIONAL MATERIALS, BROCHURES, PAMPHLETS AND OUTDOOR ADVERTISING.

4. MONIES SHALL BE PAYABLE FROM THE FUND ON THE AUDIT AND WARRANT OF THE COMPTROLLER ON VOUCHERS APPROVED AND CERTIFIED BY THE COMMISSIONER OF CRIMINAL JUSTICE SERVICES.

S 2. Section 201 of the state finance law is amended by adding a new subdivision 17 to read as follows:

17. THE COMPTROLLER OF THE STATE IS HEREBY AUTHORIZED TO DEDUCT FROM THE SALARY OF ANY EMPLOYEE OF THE STATE SUCH AMOUNT AS SUCH EMPLOYEE MAY SPECIFY IN WRITING FILED WITH THE COMPTROLLER WITHIN THE MINIMUM AND MAXIMUM AMOUNTS PRESCRIBED BY THE COMPTROLLER FOR CONTRIBUTION TO THE DEFENSE OF THE ELDERLY FUND ESTABLISHED PURSUANT TO SECTION NINETY-TWO-GG OF THIS CHAPTER. THE COMPTROLLER IS HEREBY AUTHORIZED TO MAKE SUCH RULES AND REGULATIONS GOVERNING SAID CONTRIBUTIONS AS HE OR SHE DEEMS NECESSARY, SUCH RULES AND REGULATIONS TO BE INCORPORATED IN THE EMPLOYEE'S WRITTEN AUTHORIZATION OF PAYROLL DEDUCTION FILED IN A MANNER DETERMINED BY THE COMPTROLLER. ANY SUCH WRITTEN AUTHORIZATION MAY BE WITHDRAWN BY SUCH EMPLOYEE AT ANY TIME UPON FILING WRITTEN NOTICE OF SUCH WITHDRAWAL IN A MANNER DETERMINED BY THE COMPTROLLER.

S 3. This act shall take effect immediately.