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

7841

2011-2012 Regular Sessions

I N  A S S E M B L Y

May 19, 2011

Introduced by M. of A. KATZ -- read once and referred to the Committee on Health

AN ACT to amend the public health law and the legislative law, in relation to prohibiting state funds from being allocated to Planned Parenthood or any organization which performs abortions; and to amend the state finance law, in relation to making technical changes thereto

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

Section 1. Subdivision 6 of section 600 of the public health law, as added by chapter 901 of the laws of 1986, is amended and a new subdivision 7 is added to read as follows:

6. appropriate or otherwise make funds available to finance a prescribed share of the cost of public health services[.]; AND

7. PROVIDED NO STATE AID RECEIVED UNDER THIS CHAPTER MAY BE ALLOCATED, TRANSFERRED, OR GIVEN TO THE ORGANIZATION KNOWN AS PLANNED PARENTHOOD OR ANY OF SUCH ORGANIZATION'S AFFILIATED ENTITIES OR ANY ORGANIZATION WHICH PERFORMS ABORTIONS.

S 2. The legislative law is amended by adding a new section 57 to read as follows:

S 57. MEMBER ITEMS. 1. AS USED IN THIS SECTION, THE TERM "MEMBER ITEM" SHALL MEAN A BUDGETARY ALLOCATION FUNDED THROUGH LEGISLATIVE COMMUNITY PROJECTS FUNDS AS DEFINED IN SECTION NINETY-NINE-U OF THE STATE FINANCE LAW, AT THE DISCRETION AND REQUEST OF A MEMBER OF THE LEGISLATURE FOR A CERTIFIED TAX-EXEMPT NON-PROFIT ORGANIZATION UNDER SECTION 501(C)(3) OF THE INTERNAL REVENUE CODE IN NEW YORK STATE, A STATE AGENCY, A MUNICIPALITY OR THEIR AFFILIATED DEPARTMENT, UNIVERSITY, COLLEGE, OR SCHOOL DISTRICT.

2. MEMBER ITEMS SHALL NOT BE APPROPRIATED, ALLOCATED OR TRANSFERRED TO THE ORGANIZATION KNOWN AS PLANNED PARENTHOOD OR ANY OF SUCH ORGANIZATION'S AFFILIATED ENTITIES OR ANY ORGANIZATION WHICH PERFORMS ABORTIONS.

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

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S 3. Section 99-d of the state finance law, as added by chapter 474 of the laws of 1996, is renumbered section 99-u and the section heading, as added by chapter 474 of the laws of 1996, and subdivision 1, as amended by section 2 of part BB of chapter 686 of the laws of 2003, are amended to read as follows:

[Community] LEGISLATIVE COMMUNITY projects fund. 1. There is hereby established in the joint custody of the comptroller and the commissioner of taxation and finance a special fund to be known as the LEGISLATIVE community projects fund. This fund may have separate accounts designated pursuant to a specific appropriation to such account or pursuant to a written suballocation plan approved in a memorandum of understanding executed by the director of the budget, the secretary of the senate finance committee and the secretary of the assembly ways and means committee. Such suballocation shall be submitted to the comptroller.

S 4. This act shall take effect immediately.