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

1764--A

2011-2012 Regular Sessions

I N S E N A T E

January 12, 2011

Introduced by Sens. PERKINS, DIAZ, DILAN, DUANE, HASSELL-THOMPSON, KRUEGER, MONTGOMERY, OPPENHEIMER, PARKER, STAVISKY -- read twice and ordered printed, and when printed to be committed to the Committee on Health -- recommitted to the Committee on Health in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public health law, the vehicle and traffic law and the state finance law, in relation to establishing the save our sight program and the save our sight fund

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

Section 1. The public health law is amended by adding a new section 23 to read as follows:

S 23. SAVE OUR SIGHT PROGRAM. THE COMMISSIONER, IN CONSULTATION WITH THE COMMISSIONER OF MOTOR VEHICLES, IS HEREBY AUTHORIZED AND DIRECTED TO ESTABLISH WITHIN THE DEPARTMENT, A SAVE OUR SIGHT PROGRAM. SUCH PROGRAM SHALL:

1. PROVIDE SUPPORT TO NONPROFIT ORGANIZATIONS THAT OFFER VISION SCREENING AND EDUCATION SERVICES;

2. IMPLEMENT A VOLUNTARY CHILDREN'S VISION SCREENING TRAINING AND CERTIFICATION PROGRAM FOR VOLUNTEERS, CHILD DAY-CARE PROVIDERS, NURSES, TEACHERS, HEALTH CARE PROFESSIONALS PRACTICING IN PRIMARY CARE SETTINGS AND FOR OTHER PERSONS SERVING CHILDREN;

3. DEVELOP AND IMPLEMENT A REGISTRY AND TARGETED VOLUNTARY CASE MANAGEMENT SYSTEM TO DETERMINE WHETHER CHILDREN WITH AMBLYOPIA ARE RECEIVING PROFESSIONAL EYE CARE AND TO PROVIDE PARENTS AND LEGAL GUARDIANS OF CHILDREN WITH AMBLYOPIA WITH INFORMATION AND SUPPORT REGARDING SUCH CHILDREN'S VISION;

4. ESTABLISH A MATCHING GRANT PROGRAM FOR THE PURCHASE AND DISTRIBUTION OF PROTECTIVE EYEWEAR TO CHILDREN;

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

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5. PROVIDE VISION HEALTH AND SAFETY PROGRAMS AND MATERIALS TO CLASSROOMS; AND

6. FOR THE PURPOSES OF SECTION FOUR HUNDRED ONE-C OF THE VEHICLE AND TRAFFIC LAW, TO DEVELOP MATERIALS ON THE IMPORTANCE OF EYE CARE AND SAFETY AND TO DELIVER SUCH MATERIALS TO THE COMMISSIONER OF MOTOR VEHICLES FOR DISTRIBUTION PURSUANT TO SECTION FOUR HUNDRED ONE-C OF THE VEHICLE AND TRAFFIC LAW.

S 2. The vehicle and traffic law is amended by adding a new section 401-c to read as follows:

S 401-C. SAVE OUR SIGHT PROGRAM; VOLUNTARY CONTRIBUTION. IN ADDITION TO THE FEES COLLECTED PURSUANT TO THIS ARTICLE, EVERY APPLICATION FOR REGISTRATION OR RENEWAL REGISTRATION OF A MOTOR VEHICLE AND EVERY APPLICATION FOR AN OPERATOR'S LICENSE OR FOR RENEWAL THEREOF SHALL PROVIDE AN OPTION TO THE OWNER OF THE VEHICLE BEING REGISTERED OR APPLICANT TO MAKE A ONE-DOLLAR VOLUNTARY CONTRIBUTION TO THE SAVE OUR SIGHT FUND ESTABLISHED PURSUANT TO SECTION EIGHTY-ONE OF THE STATE FINANCE LAW. THE COMMISSIONER SHALL COLLECT SUCH ADDITIONAL ONE DOLLAR FROM ANY PERSON WHO OPTS TO CONTRIBUTE TO SUCH FUND. THE COMMISSIONER SHALL ALSO MAKE AVAILABLE TO EVERY PERSON APPLYING FOR REGISTRATION OR RENEWAL REGISTRATION OF A MOTOR VEHICLE AND EVERY APPLICATION FOR AN OPERATOR'S LICENSE OR FOR RENEWAL THEREOF MATERIALS ON THE IMPORTANCE OF EYE CARE AND SAFETY PROVIDED BY THE COMMISSIONER OF HEALTH PURSUANT TO SECTION TWENTY-THREE OF THE PUBLIC HEALTH LAW. THE COMMISSIONER SHALL FORWARD ALL MONEYS RECEIVED PURSUANT TO THE PROVISIONS OF THIS SECTION TO THE COMPTROLLER FOR DEPOSIT INTO THE SAVE OUR SIGHT FUND ESTABLISHED PURSUANT TO SECTION EIGHTY-ONE OF THE STATE FINANCE LAW.

S 3. The state finance law is amended by adding a new section 81 to read as follows:

S 81. SAVE OUR SIGHT FUND. 1. THERE IS HEREBY ESTABLISHED IN THE CUSTODY OF THE STATE COMPTROLLER, A FUND TO BE KNOWN AS THE SAVE OUR SIGHT FUND.

2. SUCH FUND SHALL CONSIST OF ALL MONEYS APPROPRIATED FOR THE PURPOSE OF SUCH FUND, ALL MONEYS TRANSFERRED TO SUCH FUND PURSUANT TO LAW AND ALL MONEYS REQUIRED TO BE PAID TO THE CREDIT OF SUCH FUND PURSUANT TO SECTION FOUR HUNDRED ONE-C OF THE VEHICLE AND TRAFFIC LAW.

3. MONEYS OF THE FUND SHALL BE AVAILABLE FOR APPROPRIATION AND ALLOCATION ONLY TO THE COMMISSIONER OF HEALTH FOR THE PURPOSES OF CARRYING OUT THE PROVISIONS OF SECTION TWENTY-THREE OF THE PUBLIC HEALTH LAW AND SECTION FOUR HUNDRED ONE-C OF THE VEHICLE AND TRAFFIC LAW.

4. MONEYS OF THE FUND, WHEN AVAILABLE, SHALL BE PAID OUT ON THE AUDIT AND WARRANT OF THE COMPTROLLER ON VOUCHERS CERTIFIED OR APPROVED BY THE COMMISSIONER OF HEALTH OR BY AN OFFICER OR EMPLOYEE OF THE DEPARTMENT OF HEALTH DESIGNATED BY SUCH COMMISSIONER.

S 4. This act shall take effect immediately.