

4032

2015-2016 Regular Sessions

I N A S S E M B L Y

January 28, 2015

Introduced by M. of A. TENNEY, MONTESANO, SALADINO, KATZ, HAWLEY, McDO-
NOUGH, GIGLIO, BLANKENBUSH, MALLIOTAKIS, GRAF, BRINDISI, LALOR, FINCH
-- Multi-Sponsored by -- M. of A. BARCLAY, CROUCH, McLAUGHLIN, PALMES-
ANO -- read once and referred to the Committee on Veterans' Affairs

AN ACT to amend the benevolent orders law, the general municipal law,
the general city law, the military law and the real property tax law,
in relation to declaring the Vietnam Veterans of America to be a
benevolent order and granting such organization various benefits
available to specified veterans' organizations

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

1 Section 1. Section 2 of the benevolent orders law is amended by adding
2 a new subdivision 59 to read as follows:
3 59. THE VIETNAM VETERANS OF AMERICA, OR ANY SUBORDINATE CHAPTER THER-
4 EOF, WHICH IS DULY CHARTERED BY AND INSTITUTED ACCORDING TO THE CONSTI-
5 TUTION AND LAWS OF THAT ORGANIZATION.
6 S 2. Section 7 of the benevolent orders law is amended by adding a new
7 subdivision 16-i to read as follows:
8 16-I. ANY NUMBER OF CHARTERS OF THE VIETNAM VETERANS OF AMERICA,
9 CHARTERED AND INSTALLED ACCORDING TO THE REGULATIONS OF THAT ORGANIZA-
10 TION;
11 S 3. Subdivision 1 of section 77 of the general municipal law, as
12 amended by chapter 1013 of the laws of 1969, is amended to read as
13 follows:
14 1. A municipal corporation may lease, for not exceeding five years, to
15 a post or posts of the Grand Army of the Republic, Veterans of Foreign
16 Wars of the United States, American Legion, Catholic War Veterans, Inc.,
17 Disabled American Veterans, the Army and Navy Union, U.S.A., Marine
18 Corps League, AMVETS, American Veterans of World War II, Jewish War
19 Veterans of the United States, Inc., Italian American War Veterans of
20 the United States, Incorporated, Masonic War Veterans of the State of
21 New York, Inc., Veterans of World War I of the United States of America
22 Department of New York, Inc., Polish-American Veterans of World War II,
23 Amsterdam, N.Y., Inc., Polish-American Veterans of World War II, Sche-

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

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1 nectady, N.Y., Inc., Polish Legion of American Veterans, Inc., VIETNAM
2 VETERANS OF AMERICA or other veteran organization of honorably
3 discharged members of the armed forces of the United States or to an
4 incorporated organization or an association of either active or exempt
5 volunteer firemen, a public building or part thereof, belonging to such
6 municipal corporation, except schoolhouses in actual use as such, with-
7 out expense, or at a nominal rent, fixed by the board or council having
8 charge of such buildings and provide furniture and furnishings, and
9 heat, light and janitor service therefor, in like manner.

10 S 4. Section 13 of the general city law, as separately amended by
11 chapters 14 and 982 of the laws of 1965, is amended to read as follows:

12 S 13. Moneys for Memorial and Veterans days; how expended. The moneys
13 appropriated by a city for observance of Memorial and Veterans days
14 therein pursuant to section twelve of this chapter shall be expended
15 under the direction of a board composed of the mayor and the commanders
16 and quartermasters of the Grand Army posts, the American Legion, the
17 United Spanish War Veterans camps, the Veterans of Foreign Wars of the
18 United States, the Army and Navy Union of the United States, the Marine
19 Corps League, Inc., the Catholic War Veterans, Inc., the Italian Ameri-
20 can War Veterans of the United States, Incorporated, the Jewish War
21 Veterans of the United States and commanders and treasurers of Sons of
22 Veterans, Military Order of the Purple Heart, Inc., Disabled American
23 Veterans camps, AMVETS, American Veterans of World War II, Masonic War
24 Veterans of the State of New York, Inc., Veterans of World War I of the
25 United States of America Department of New York, Inc., Polish-American
26 Veterans of World War II, Amsterdam, N. Y., Inc., Polish-American Veter-
27 ans of World War II, Schenectady, N. Y., Inc., Polish Legion of American
28 Veterans, Inc., United Veteran's Association of America, Incorporated,
29 VIETNAM VETERANS OF AMERICA and the United Veterans Memorial and Execu-
30 tive Committee of such city. The whole amount of such money appropriated
31 or any part thereof may be spent by such board in observance of Memorial
32 and Veterans days. Bills properly verified for all claims and expendi-
33 tures arising under section twelve of this chapter or under this
34 section, shall be presented to and audited by such board and shall be
35 paid by the common council of any such city. The moneys appropriated
36 shall be raised by tax on the real and personal property liable to taxa-
37 tion in any such city in the same manner as the ordinary expenses of
38 maintaining the city government.

39 S 5. Subdivision 3 of section 24 of the military law, as amended by
40 chapter 141 of the laws of 1988, is amended to read as follows:

41 3. He is authorized to request and accept from incorporated associ-
42 ations of veterans of the different regiments, statements and informa-
43 tion duly authenticated by them, descriptive of their colors, standards
44 and battle flags, together with the number and class of arms of the
45 regiment, the date and place of muster into the service of the state and
46 also into the service of the United States, the period of service, and
47 the date and place of muster-out, the date of departure for the seat of
48 war, and the various battles and engagements and places of service,
49 including garrison duty, the time of joining brigades, corps and armies,
50 with the time and nature of the service, and the names of colonels of
51 such regiments, the names of those killed in action, including those who
52 died of wounds, and the names of those who died of disease during their
53 period of service. He is further authorized to ask the cooperation and
54 assistance of the adjutant-general of the United States, and of the
55 city, county and town authorities and officials, and of the Grand Army
56 of the Republic, the Military Order of the Loyal Legion, the United

1 Spanish War Veterans, the American Legion, the Veterans of Foreign Wars,
2 the Jewish War Veterans of the United States, Inc. , the Catholic War
3 Veterans, Inc. , the Italian American War Veterans of the United States,
4 Incorporated, the Polish Legion of American Veterans, Inc., VIETNAM
5 VETERANS OF AMERICA and of other organizations and persons in the state
6 of New York and elsewhere in the collection of such other information,
7 relics, memorials and battle flags as is contemplated by this article,
8 in order to make as complete as possible the records, history and
9 statistics of the patriotic service of the soldiers of the state during
10 the wars in which the state participated.

11 S 6. Paragraph b of subdivision 1 of section 183 of the military law,
12 as amended by chapter 141 of the laws of 1988, is amended to read as
13 follows:

14 b. On application of one or more posts or chapters of the United Span-
15 ish War Veterans, the American Legion, the Veterans of Foreign Wars of
16 the United States, the Disabled American Veterans, the AMVETS, American
17 Veterans of World War II, the Jewish War Veterans of the United States,
18 Inc., the Catholic War Veterans, Inc., the Italian American War Veterans
19 of the United States, Incorporated, the Polish Legion of American Veter-
20 ans, Inc., the Army and Navy Union of the United States of America,
21 VIETNAM VETERANS OF AMERICA, posts of the Masonic War Veterans of the
22 state of New York, Incorporated, or groups or squadrons of New York
23 Wing, Civil Air Patrol, or of incorporated associations of veterans of
24 units of the organized militia, or one or more posts or chapters of
25 organizations of sons of veterans of any war of the United States or of
26 the Reserve Officers Association of the United States, or those historic
27 military commands set forth in section two hundred forty-a of [the] this
28 chapter, approved by the officer in charge and control of the armory,
29 and by his military superiors as prescribed by regulations issued pursu-
30 ant to this chapter and under such restrictions as may be prescribed by
31 the adjutant general, the officer in charge and control of an armory
32 shall provide a proper and convenient room or rooms or other appropriate
33 space in such armory where such posts or chapters may hold regular and
34 special meetings and organizational social events of a private nature
35 without the payment of any charge or expense therefor, provided that
36 such use does not interfere with the members and units of the organized
37 militia stationed in such armory.

38 S 7. Subdivision 1 of section 452 of the real property tax law, as
39 amended by chapter 610 of the laws of 1960, is amended to read as
40 follows:

41 1. Real property owned by a corporation, association or post composed
42 of veterans of the Grand Army of the Republic, Veterans of Foreign Wars,
43 Disabled American Veterans, the United Spanish War Veterans, the Jewish
44 War Veterans of the United States, Inc., Catholic War Veterans, Inc.,
45 the American Legion, AMVETS, American Veterans of World War II, Italian
46 American War Veterans of the United States, Incorporated, Masonic War
47 Veterans of the State of New York, Incorporated, VIETNAM VETERANS OF
48 AMERICA and any other corporation or association of veterans of the
49 armed forces of the United States in any war, actually and exclusively
50 used and occupied by such corporation, association or post shall be
51 exempt from taxation and exempt from special ad valorem levies and
52 special assessments to the extent provided in section four hundred nine-
53 ty of this chapter.

54 S 8. This act shall take effect immediately.