

4484--A

2015-2016 Regular Sessions

I N S E N A T E

March 24, 2015

Introduced by Sens. MONTGOMERY, ADDABBO, DILAN, HAMILTON, HASSELL-THOMPSON, LATIMER, PERALTA, PERKINS -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation -- recommitted to the Committee on Transportation 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 vehicle and traffic law, in relation to authorizing the issuance of license plates bearing the words "Cure Childhood Cancer" and to amend the state finance law, in relation to establishing the cure childhood cancer trust fund

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

1 Section 1. The vehicle and traffic law is amended by adding a new
2 section 404-x to read as follows:
3 S 404-X. DISTINCTIVE "CURE CHILDHOOD CANCER" PLATES. 1. ANY PERSON
4 RESIDING IN THIS STATE SHALL UPON REQUEST BE ISSUED A DISTINCTIVE PLATE
5 BEARING THE WORDS "CURE CHILDHOOD CANCER". APPLICATION FOR SUCH PLATES
6 SHALL BE FILED WITH THE COMMISSIONER IN SUCH FORM AND DETAIL AS THE
7 COMMISSIONER SHALL PRESCRIBE.
8 2. ANY DISTINCTIVE PLATE ISSUED PURSUANT TO THIS SECTION SHALL BE
9 ISSUED IN THE SAME MANNER AS OTHER NUMBER PLATES UPON THE PAYMENT OF THE
10 REGULAR REGISTRATION FEE PRESCRIBED BY SECTION FOUR HUNDRED ONE OF THIS
11 ARTICLE PROVIDED, HOWEVER, THAT AN ADDITIONAL ANNUAL SERVICE CHARGE OF
12 FIFTY DOLLARS SHALL BE CHARGED FOR SUCH PLATE. SUCH ANNUAL SERVICE
13 CHARGE SHALL BE DEPOSITED PURSUANT TO THE PROVISIONS OF SECTION FOUR
14 HUNDRED FOUR-00 OF THIS ARTICLE TO THE CREDIT OF THE DEPARTMENT OF MOTOR
15 VEHICLES DISTINCTIVE PLATE DEVELOPMENT FUND ESTABLISHED BY SECTION NINE-
16 TY-FIVE-G OF THE STATE FINANCE LAW, AND SHALL BE USED FOR THE
17 PRODUCTION, DESIGN, ADVERTISING AND MARKETING OF DISTINCTIVE LICENSE
18 PLATES PURSUANT TO SUCH SECTION NINETY-FIVE-G; PROVIDED, HOWEVER, THAT
19 ANNUAL SERVICE CHARGES COLLECTED IN EXCESS OF FOUR THOUSAND DOLLARS

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

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1 SHALL BE DEPOSITED TO THE CREDIT OF THE "CURE CHILDHOOD CANCER TRUST
2 FUND" ESTABLISHED PURSUANT TO SECTION NINETY-NINE-Y OF THE STATE FINANCE
3 LAW AND SHALL BE USED FOR CHILDHOOD CANCER RESEARCH AND EDUCATION
4 PROJECTS APPROVED BY THE COMMISSIONER OF HEALTH OR TO PROVIDE GRANTS TO
5 STATE UNIVERSITY OF NEW YORK HEALTH SCIENCE CENTERS OR UNIVERSITY HOSPI-
6 TALS FOR THE PURPOSE OF RESEARCHING AND PROMOTING A CURE FOR CHILDHOOD
7 CANCER, PURSUANT TO SUCH SECTION NINETY-NINE-Y.

8 S 2. The state finance law is amended by adding a new section 99-y to
9 read as follows:

10 S 99-Y. CURE CHILDHOOD CANCER TRUST FUND. 1. THERE IS HEREBY ESTAB-
11 LISHED IN THE JOINT CUSTODY OF THE COMMISSIONER OF TAXATION AND FINANCE
12 AND THE COMPTROLLER, A SPECIAL FUND TO BE KNOWN AS THE "CURE CHILDHOOD
13 CANCER TRUST FUND".

14 2. SUCH FUND SHALL CONSIST OF ALL REVENUES RECEIVED PURSUANT TO THE
15 PROVISIONS OF SECTION FOUR HUNDRED FOUR-X OF THE VEHICLE AND TRAFFIC LAW
16 AND ALL OTHER MONEYS APPROPRIATED, CREDITED OR TRANSFERRED THERETO FROM
17 ANY OTHER FUND OR SOURCE PURSUANT TO LAW. NOTHING CONTAINED IN THIS
18 SECTION SHALL PREVENT THE STATE FROM RECEIVING GRANTS, GIFTS OR BEQUESTS
19 FOR THE PURPOSES OF THE FUND AS DEFINED IN THIS SECTION AND DEPOSITING
20 THEM INTO THE FUND ACCORDING TO LAW.

21 3. MONIES OF THE FUND SHALL BE EXPENDED FOR PEDIATRIC CANCER CARE,
22 TREATMENT AND WELLNESS TO INCLUDE, BUT NOT BE LIMITED TO PHYSICAL AND
23 OCCUPATIONAL THERAPY, ART THERAPY, COUNSELING, RESEARCH GRANTS AND
24 EDUCATIONAL PROJECTS. SUCH FUNDS WILL BE EXPENDED THROUGH A GRANT PROC-
25 ESS CREATED BY AND ON THE RECOMMENDATION OF THE COMMISSIONER OF HEALTH
26 TO INTEGRATIVE MEDICAL FACILITIES, STATE OF NEW YORK HEALTH CENTERS,
27 UNIVERSITY HOSPITALS OR COMMUNITY-BASED NOT-FOR-PROFIT ORGANIZATIONS
28 THAT OPERATE CHILDHOOD CANCER AWARENESS AND SUPPORT PROGRAMS.

29 4. MONIES SHALL BE PAYABLE FROM THE FUND ON VOUCHERS RECOMMENDED BY
30 THE COMMISSIONER OF HEALTH, AFTER AUDIT AND APPROVAL BY THE STATE COMP-
31 TROLLER AND OFFICE OF THE ATTORNEY GENERAL.

32 5. TO THE EXTENT PRACTICABLE, THE COMMISSIONER OF HEALTH SHALL ENSURE
33 THAT ALL MONIES RECEIVED DURING A FISCAL YEAR ARE EXPENDED PRIOR TO THE
34 END OF THAT FISCAL YEAR.

35 S 3. This act shall take effect on the one hundred eightieth day after
36 it shall have become a law; provided, however, that effective immediate-
37 ly, the addition, amendment and/or repeal of any rule or regulation
38 necessary for the implementation of this act on its effective date is
39 authorized and directed to be made and completed on or before such
40 effective date.