

# STATE OF NEW YORK

8245

## IN SENATE

April 23, 2018

Introduced by Sen. JACOBS -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government

AN ACT to amend the general municipal law, in relation to permitting the Kenmore-Town of Tonawanda union free school district to establish an insurance reserve fund

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Paragraph (a) of subdivision 2 of section 6-n of the general municipal law, as separately amended by chapters 414 and 416 of the laws of 2016, is amended to read as follows:

2 (a) The governing board of any municipal corporation may establish a  
3 reserve fund to be known as the insurance reserve fund. Upon the  
4 creation of the fund, the municipality may make expenditures from the  
5 fund for any loss, claim, action or judgment for which the municipal  
6 corporation is authorized or required to purchase or maintain insurance,  
7 except those kinds of risks for which insurance is authorized pursuant  
8 to paragraph one, two, three, fifteen, sixteen, seventeen, eighteen,  
9 twenty-two or twenty-three of subsection (a) of section one thousand one  
10 hundred thirteen of the insurance law, or for payments in lieu of  
11 contributions under article eighteen of the labor law; provided however,  
12 that no municipality shall make an expenditure from such fund for any  
13 loss, claim, action or judgment for which the municipal corporation has  
14 established a reserve fund under any other provision of law; provided,  
15 further that the Scarsdale union free school district [~~and~~], the Vernon  
16 Verona Sherrill central school district [~~may establish insurance reserve~~  
17 ~~funds in compliance with this section and article seventy-four of the~~  
18 ~~education law and~~], the Minisink Valley central school district and the  
19 Kenmore-Town of Tonawanda union free school district may establish  
20 insurance reserve funds in compliance with this section and article  
21 seventy-four of the education law and such school districts may make  
22 expenditures in compliance with this section and article seventy-four of  
23 the education law from such reserve fund for any loss, claim, action or  
24 judgment for which the school districts are authorized or required to  
25 purchase or maintain insurance for the kinds of risks for which insurance  
26 is authorized pursuant to paragraph three of subsection (a) of  
27 section one thousand one hundred thirteen of the insurance law.

28 § 2. This act shall take effect immediately.

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

LBD15350-01-8