

STATE OF NEW YORK

842--A

2017-2018 Regular Sessions

IN SENATE

January 5, 2017

Introduced by Sen. YOUNG -- read twice and ordered printed, and when printed to be committed to the Committee on Veterans, Homeland Security and Military Affairs -- reported favorably from said committee and committed to the Committee on Finance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the executive law, in relation to establishing the municipal severe storm relief fund for southwestern New York to be administered by the division of homeland security and emergency services

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

1 Section 1. The executive law is amended by adding a new section 719 to
2 read as follows:

3 § 719. Municipal severe storm relief fund for southwestern New York.
4 1. There is hereby established a municipal severe storm municipal
5 assistance relief program for the counties of Chautauqua, Cattaraugus
6 and Allegany for damage resulting from a severe storm and flooding which
7 occurred on July fourteenth and fifteenth, two thousand fifteen to be
8 administered by the division of homeland security and emergency
9 services.

10 2. Projects eligible for program grants pursuant to this section shall
11 be limited to projects to repair damage to public infrastructure,
12 including publicly owned roads, bridges, drainage and flood mitigation
13 systems, and any ancillary infrastructure necessary for the safe opera-
14 tion of the components thereof, within the counties of Chautauqua,
15 Cattaraugus and Allegany when such damage occurred as a result of a
16 severe storm event on July fourteenth, two thousand fifteen through July
17 fifteenth, two thousand fifteen. In no event shall funding be used for
18 infrastructure repairs that are required due to normal wear and tear.

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

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1 3. The commissioner of the division of homeland security and emergency
2 services shall establish procedures for receipt of application from
3 municipalities and for the issuance of grants authorized by this section
4 within available appropriations. Applications for such grants shall be
5 submitted no more than three years after July fifteen, two thousand
6 fifteen. A municipality shall receive one hundred percent of the cost of
7 otherwise unreimbursed repairs from damages incurred due to such flood-
8 ing, provided the appropriate municipal authority has submitted appro-
9 priate documentation of such damage and has filed an attestation with
10 the division indicating that the damage for which repairs were made is
11 directly attributable to flooding resulting from the July fourteenth,
12 two thousand fifteen through July fifteen, two thousand fifteen storm.

13 4. Funding for such program shall consist of all revenue received
14 pursuant to an appropriation therefore, and any other monies appropri-
15 ated, credited or transferred from any other source pursuant to law.
16 Nothing in this section shall be deemed to prevent the state from
17 receiving grants, gifts or bequests for the purpose of the program.
18 Grants shall only be awarded based upon the availability of funds.

19 § 2. This act shall take effect immediately.