

# STATE OF NEW YORK

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909--B

2017-2018 Regular Sessions

## IN SENATE

January 5, 2017

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Introduced by Sens. ORTT, CARLUCCI, DeFRANCISCO, FUNKE, GALLIVAN, HELMING, MURPHY, RANZENHOFER, RITCHIE -- read twice and ordered printed, and when printed to be committed to the Committee on Cultural Affairs, Tourism, Parks and Recreation -- 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 -- recommitted to the Committee on Cultural Affairs, Tourism, Parks and Recreation 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 navigation law, in relation to the authorized reimbursement rate paid to governmental entities for local navigation enforcement expenditures

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

1 Section 1. Subdivision 3 of section 79-b of the navigation law, as  
2 amended by section 1 of part D of chapter 109 of the laws of 2010, is  
3 amended to read as follows:  
4 3. The amount of state aid to be allocated to eligible governmental  
5 entities pursuant to this article shall be determined by the commissioner  
6 as hereinafter provided. The commissioner shall determine the  
7 percentage proportion which the authorized expenditures of each individual  
8 entity, not exceeding four hundred thousand dollars for each county  
9 including municipalities therein, shall bear to the total authorized  
10 expenditures of all entities. Such percentage proportion shall then be  
11 applied against an amount equal to one-half of the total of the amount  
12 received by the state in each preceding program year in vessel registration  
13 fees as provided in section twenty-two hundred fifty-one of the  
14 vehicle and traffic law, less no more than thirty percent, subject to  
15 appropriation, which may be used by the commissioner and the commissioner  
16 of motor vehicles for administrative costs of the program, including

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

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1 training and equipment, and by the department of environmental conserva-  
2 tion, the division of state police and other state agencies, subject to  
3 the approval of the commissioner, for the purposes of this article, plus  
4 the entire amount received pursuant to subdivision nine of section  
5 forty-four of this chapter. The amount thus determined shall constitute  
6 the maximum amount of state aid to which each such entity shall be enti-  
7 tled; provided, however, that [~~no entity shall receive~~] state aid shall  
8 be provided in an amount [~~in excess~~] of [~~fifty~~] seventy-five percent of  
9 its authorized expenditures as approved by the commissioner for such  
10 program year. The commissioner shall certify to the comptroller the  
11 amount thus determined for each eligible local governmental entity as  
12 the amount of state aid to be apportioned to such eligible local govern-  
13 mental entity. The allocation of state aid to any county, town or  
14 village within the Lake George park shall not be reduced because of the  
15 allocation of state aid to the Lake George park commission. Of the  
16 remaining funds received by the state for the registration of vessels as  
17 provided in section twenty-two hundred fifty-one of the vehicle and  
18 traffic law, no less than six percent shall be made available to the  
19 commissioner for the expenses of the office in providing navigation law  
20 enforcement training and administering the provisions of this section.  
21 § 2. This act shall take effect immediately and shall be deemed to  
22 have been in full force and effect on and after April 1, 2018.