STATE OF NEW YORK

9064

IN ASSEMBLY

January 18, 2018

Introduced by M. of A. McDONALD -- read once and referred to the Committee on Ways and Means

AN ACT to amend the state finance law, in relation to the local share requirements associated with increasing the age of juvenile jurisdiction

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

Section 1. Section 54-m of the state finance law, as added by section 104 of part WWW of chapter 59 of the laws of 2017, is amended to read as follows:

§ 54-m. Local share requirements associated with increasing the age of juvenile jurisdiction above fifteen years of age. Notwithstanding any other provision of law to the contrary, counties and the city of New York shall not be required to contribute a local share of eligible expenditures that would not have been incurred absent the provisions of [~~a~~] chapter **fifty-nine** of the laws of two thousand seventeen that added this section [~~unless the most recent budget adopted by a county that is subject to the provisions of section three-c of the general municipal law exceeded the tax levy limit prescribed in such section or the local government is not subject to the provisions of section three-c of the general municipal law; provided, however, that the state budget director shall be authorized to waive any local share of expenditures associated with a chapter of the laws of two thousand seventeen that increased the age of juvenile jurisdiction above fifteen years of age, upon a showing of financial hardship by a county or the city of New York upon application in the form and manner prescribed by the division of the budget. In evaluating an application for a financial hardship waiver, the budget director shall consider the incremental cost to the locality related to increasing the age of juvenile jurisdiction, changes in state or federal aid payments, and other extraordinary costs, including the occurrence of a disaster as defined in paragraph a of subdivision two of section twenty of the executive law, repair and maintenance of infrastructure, annual growth in tax receipts, including personal income, business and other~~

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

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~~taxes, prepayment of debt service and other expenses, or such other factors that the director may determine~~].

§ 2. This act shall take effect on the same date as section 104 of part WWW of chapter 59 of the laws of 2017 takes effect.