

# STATE OF NEW YORK

8518

2019-2020 Regular Sessions

## IN ASSEMBLY

August 7, 2019

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

AN ACT relating to making veterans organizations eligible for funding under the state and municipal facilities program; and to amend chapter 54 of the laws of 2017, enacting the Capital Projects budget, in relation to including veterans organizations

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

Section 1. For the state fiscal year 2017-18 and thereafter, veterans organizations shall be eligible for any monies appropriated to the state and municipal facilities program for the payment of capital costs.

§ 2. That part, entitled "MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES", of section 1 of chapter 54 of the laws of 2017, enacting the "Capital Projects Budget", as amended by section 1 of part K of chapter 61 of the laws of 2017, is amended by adding thereto the items hereinbelow set forth in *italics* and is amended by deleting therefrom the items hereinbelow set forth in brackets as follows:

STATE AND MUNICIPAL FACILITIES PROGRAM

CAPITAL PROJECTS 2017-18

	APPROPRIATIONS	REAPPROPRIATIONS
--	----------------	------------------

Capital Projects Funds - Other .....	398,500,000	1,253,250,000
--------------------------------------	-------------	---------------

All Funds .....	398,500,000	1,253,250,000
-----------------	-------------	---------------

STATE AND MUNICIPAL FACILITIES PROGRAM (CCP) .....	398,500,000	
--	-------------	--

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

LBD05720-01-9

1 Capital Projects Funds - Other  
2 Capital Projects Fund  
3 State and Municipal Facilities Purpose

4 For payment of the capital costs of  
5 construction, improvement, rehabilitation  
6 or reconstruction of facilities owned by  
7 eligible entities; the acquisition of  
8 capital facilities and assets by eligible  
9 entities, including fixed capital assets;  
10 the acquisition by eligible entities of  
11 equipment and other capital assets,  
12 including vehicles, in support of health,  
13 safety, technology, or innovation; the  
14 acquisition by an eligible entity of capi-  
15 tal assets with a useful life of not less  
16 than ten years purchased for the sole  
17 purpose of preserving and protecting  
18 infrastructure that is owned, controlled  
19 or appurtenant to an eligible entity,  
20 including but not limited to heavy duty  
21 road maintenance and construction vehi-  
22 cles, pavers, snow plows, street sweepers  
23 and heavy duty fire, emergency response  
24 and law enforcement vehicles; economic  
25 development projects sponsored by the  
26 state or municipal corporations, as  
27 defined in section 2 of the general munic-  
28 ipal law, that will create or retain jobs  
29 in New York state as certified by the  
30 commissioner of the department of economic  
31 development; or environmental projects  
32 sponsored by the state or municipal corpo-  
33 rations as defined in section 2 of the  
34 general municipal law. Eligible entities  
35 shall consist of the state; municipal  
36 corporations as defined in section 2 of  
37 the general municipal law; water and sewer  
38 districts; the Metropolitan Transportation  
39 Authority; a college or university estab-  
40 lished pursuant to section 352 of the  
41 education law, section 6203 of the educa-  
42 tion law or section 6302 of the education  
43 law; an independent not-for-profit insti-  
44 tution of higher education as defined in  
45 subdivision 2 of section 6401 of the  
46 education law; public school districts;  
47 public housing authorities; public  
48 libraries and library systems chartered by  
49 the regents of the state of New York or  
50 established by an act of the legislature;  
51 public park conservancies or not for  
52 profit corporations organized for the  
53 purpose of investing in parks owned by the  
54 state or municipal corporations, as  
55 defined in section 2 of the general munic-

1 ipal law; not for profit fire districts,  
2 fire commissions, fire companies, fire  
3 departments, volunteer rescue and ambu-  
4 lance squads; veterans organizations; and  
5 special act school districts, schools for  
6 the blind and deaf and other students with  
7 disabilities subject to article 85 of the  
8 education law, and private schools for  
9 students with disabilities authorized  
10 pursuant to chapter 853 of the laws of  
11 1976.

12 Costs may include, but shall not be limited  
13 to engineering services, construction,  
14 project management, right-of-way acquisi-  
15 tion, and work appurtenant and ancillary  
16 thereto. No funds from this appropriation  
17 may be used as a required match or be  
18 considered a local share to other state  
19 programs or to leverage state aid or  
20 grants including but not limited to the  
21 apportionment of aid under the education  
22 law. Notwithstanding any provision of law  
23 to the contrary, funds appropriated herein  
24 may, subject to the approval of the direc-  
25 tor of the budget, be (i) interchanged,  
26 (ii) transferred from this appropriation  
27 to any other appropriation of any state  
28 department, agency or public benefit  
29 corporation, or (iii) suballocated to any  
30 other state department, agency or public  
31 benefit corporation, to achieve this  
32 purpose.

33 Notwithstanding the foregoing, any limita-  
34 tions contained therein or any other  
35 inconsistent provision of law, funds from  
36 this appropriation shall also be avail-  
37 able, including for payment of liabilities  
38 incurred or payments made prior to April  
39 1, 2017, (i) for any purpose, individual,  
40 or entity authorized under the Lake Ontar-  
41 io-St. Lawrence Seaway flood relief and  
42 recovery grant program established pursu-  
43 ant to a chapter of the laws of 2017,  
44 subject to the approval of the director of  
45 the budget, and (ii) for payment of the  
46 costs of other storm recovery and miti-  
47 gation projects, not to exceed 10,000,000  
48 dollars in the aggregate to municipalities  
49 and special districts in (a) the counties  
50 of Chautauqua, Cattaraugus and Allegany  
51 for damages sustained as a result of a  
52 severe storm and flooding which occurred  
53 July 14 and 15, 2015, in an amount not  
54 less than 6,800,000 dollars or (b) the  
55 county of Monroe for damages resulting

1 from a severe storm which occurred March 8  
2 and 9, 2017, in an amount not to exceed  
3 2,000,000 dollars subject to the approval  
4 of the director of the budget (SM0117SM) ... 398,500,000  
5 -----

6 § 3. This act shall take effect immediately; and shall be deemed to  
7 have been in full force and effect on and after April 1, 2017.