

STATE OF NEW YORK

595--A

2019-2020 Regular Sessions

IN SENATE

(Prefiled)

January 9, 2019

Introduced by Sen. HOYLMAN -- 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 business corporation law and the not-for-profit corporation law, in relation to exempting veterans from the payment of certain fees relating to corporations

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

1 Section 1. The business corporation law is amended by adding a new
2 section 104-B to read as follows:

3 § 104-B. Veteran exemption from fees.

4 (a) As used in this section, "veteran" means a person who (1) served
5 in the United States Army, Navy, Marine Corps, Air Force or Coast Guard
6 or (2) has served on active duty or ordered to active duty as a member
7 of the national guard or other reserve components of the United States
8 Armed Forces or (3) is a member of the state militia and is called or
9 ordered to active duty for the state, as defined in subdivision one of
10 section six of the military law and was honorably discharged or released
11 under honorable circumstances from such service, and such person is a
12 resident of the state of New York at the time undertaking an action
13 subject to a fee pursuant to section one hundred four-A of this article.

14 (b) Notwithstanding any other provision of law, no veteran shall be
15 required to pay the fees otherwise required by section one hundred
16 four-A of this article within five years of being honorably discharged
17 or released under honorable circumstances from military service.

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

LBD04863-03-9

1 (c) Status as an eligible veteran pursuant to this section shall be
2 documented pursuant to rules and regulations promulgated by the commis-
3 sioner of the department of state.

4 § 2. The not-for-profit corporation law is amended by adding a new
5 section 104-B to read as follows:

6 § 104-B. Veteran exemption from fees.

7 (a) As used in this section, "veteran" means a person who (1) served
8 in the United States Army, Navy, Marine Corps, Air Force or Coast Guard
9 or (2) has served on active duty or ordered to active duty as a member
10 of the national guard or other reserve components of the United States
11 Armed Forces or (3) is a member of the state militia and is called or
12 ordered to active duty for the state, as defined in subdivision one of
13 section six of the military law and was honorably discharged or released
14 under honorable circumstances from such service, and such person is a
15 resident of the state of New York at the time undertaking an action
16 subject to a fee pursuant to section one hundred four-A of this article.

17 (b) Notwithstanding any other provision of law, no veteran shall be
18 required to pay the fees otherwise required by section one hundred
19 four-A of this article within five years of being honorably discharged
20 or released under honorable circumstances from military service.

21 (c) Status as an eligible veteran pursuant to this section shall be
22 documented pursuant to rules and regulations promulgated by the commis-
23 sioner of the department of state.

24 § 3. This act shall take effect on the one hundred eightieth day after
25 it shall have become a law.