STATE OF NEW YORK

2392

2019-2020 Regular Sessions

IN ASSEMBLY

January 22, 2019

Introduced by M. of A. GUNTHER -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to creating the rural emergency responder live training program revolving capital fund

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

| 1 | Section 1. The public health law is amended by adding a new section |
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| 2 | 3003-b to read as follows: |
| 3 | § 3003-b. Rural emergency responder live training program revolving |
| 4 | capital fund. 1. Definitions. As used in this section, the following |
| 5 | words and phrases shall have the following meanings: |
| б | <u>(a) "participating grantee" or "grantee" shall mean a first responder</u> |
| 7 | and shall be defined as local police, fire, emergency services, hospital |
| 8 | or clinical staff, or organizations or corporations comprised of the |
| 9 | same; |
| 10 | (b) "revolving capital fund" shall mean the rural emergency responder |
| 11 | live training program revolving capital fund authorized to be estab- |
| 12 | lished by the department and administered pursuant to this section; |
| 13 | (c) "live training program" shall mean any training program or session |
| 14 | at least half of which is scenario based and takes place outside of a |
| 15 | classroom setting; and |
| 16 | (d) "farmedic program" shall mean the program utilized for training |
| 17 | first responders and medical staff in agricultural and rural incident |
| 18 | response with a safety first approach through a combination of classroom |
| 19 | instruction, field exercises and exposure to the kinds of machinery, |
| 20 | chemicals, and structures common to rural or agricultural areas. |
| 21 | 2. Revolving capital fund. (a) The department, within amounts appro- |
| 22 | priated, shall establish the rural emergency responder live training |
| 23 | program revolving capital fund. |
| 24 | (b) Monies in the revolving capital fund shall be utilized for the |
| 25 | purpose of making grants to qualifying participating grantees to partic- |
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EXPLANATION--Matter in **italics** (underscored) is new; matter in brackets [-] is old law to be omitted.

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| 4 finance to the department for deposit in the revolving capital fur an amount as authorized by appropriation. (a) Monies in the fund shall be: (i) held by the department pur to this section, and (ii) invested by the department in accordance the investment nucledlines of the comptroller during said custodial (d) All investment income shall be credited to, and shall be dep in the revolving capital fund. 3. Administration argement. (a) The commissioner of taxation the investment audelines of the comptroller during said custodial (i) All investment income shall be credited to, and shall be dep in the revolving capital fund. 3. Administration argement. (a) The commissioner of taxation approval of the director of the budget, for the purpose of administ the funds in the revolving capital fund. (b) A copy of such agreement, and any amendments thereto, shal provided to the chair of the senate finance committee, the direct the division of the budget, and the chair of the assembly ways and committee. (c) The agreement shall specify that the department shall admin the revolving capital fund in a manner that will benefit the j health by encouraging enrollment in the farmedic program, or si program, in compliance with all applicable laws, rules, regulation other requirements. 4. Specific provisions required. Upon the effective date of the is ment, custody of, and responsibility for, the revolving capital shall be taken up by the department, subject to the requirements of argement with the commissioner of taxation and finance. Such agri- sismall include, but not be limited to, the following provisions: (a) the department shall be responsible for the receit, manaci and expenditure of monies held in the revolving capital fund; (b) the department shall be chosen by the department ti an application process approved by the department to an application grantees provide participating grantees shall be chosen by the department ti an application process approved by the department training progra (f) eligibile costs under this sect | 1 | ipate in the national farmedic training program, or other similar |
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| 1 | (h) the department shall be required to invest monies on deposit in |
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| 2 | the fund in accordance with investment guidelines meeting the require- |
| 3 | ments of the comptroller, and all investment income shall be credited to |
| 4 | the revolving capital fund, and spent therefrom only for the purposes |
| 5 | set forth in this section; |
| 6 | (i) revolving capital fund monies shall be held in trust and used for |
| 7 | the benefit of eligible grantees; and |
| 8 | (j) any other term or condition as determined by the department, in |
| 9 | consultation with the commissioner of taxation and finance. |
| 10 | 5. Grant documentation. Grants from the revolving capital fund shall |
| 11 | be made pursuant to a written agreement between the department and the |
| 12 | participating grantee, specifying the terms of the grant. The grant |
| 13 | agreement shall be in such form and content as shall be acceptable to |
| 14 | the comptroller and the department, and may include such other written |
| 15 | documentation and/or agreements as shall be required in the judgment of |
| 16 | the comptroller and the department. Terms may include rescission of |
| 17 | grants if a grantee does not use grant funds in accordance with this |
| 18 | section or the terms of the grantee's agreement with the department. |
| 19 | § 2. This act shall take effect on the ninetieth day after it shall |
| 20 | have become a law; provided, however, that effective immediately, the |
| 21 | commissioner of health, in consultation with the commissioner of taxa- |
| 22 | tion and finance, is authorized and directed to promulgate any rules or |
| 23 | regulations necessary for the implementation of this act on its effec- |
| | |

24 tive date.