STATE OF NEW YORK

258

2019-2020 Regular Sessions

IN SENATE

(Prefiled)

January 9, 2019

Introduced by Sen. KENNEDY -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

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 italic 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

Capital Projects Funds - Other
Capital Projects Fund
State and Municipal Facilities Purpose

For payment of the capital costs of construction, improvement, rehabilitation or reconstruction of facilities owned by eligible entities; the acquisition of capital facilities and assets by eligible entities, including fixed capital assets; the acquisition by eligible entities of equipment and other capital assets, including vehicles, in support of health, safety, technology, or innovation; the acquisition by an eligible entity of capital assets with a useful life of not less than ten years purchased for the sole purpose of preserving and protecting infrastructure that is owned, controlled or appurtenant to an eligible entity, including but not limited to heavy duty road maintenance and construction vehicles, pavers, snow plows, street sweepers and heavy duty fire, emergency response and law enforcement vehicles; economic development projects sponsored by the state or municipal corporations, as defined in section 2 of the general municipal law, that will create or retain jobs in New York state as certified by the commissioner of the department of economic development; or environmental projects sponsored by the state or municipal corporations as defined in section 2 of the general municipal law. Eligible entities shall consist of the state; municipal corporations as defined in section 2 of the general municipal law; water and sewer districts; the Metropolitan Transportation Authority; a college or university established pursuant to section 352 of the education law, section 6203 of the education law or section 6302 of the education law; an independent not-for-profit institution of higher education as defined in subdivision 2 of section 6401 of the education law; public school districts; public housing authorities; public libraries and library systems chartered by the regents of the state of New York or established by an act of the legislature; public park conservancies or not for profit corporations organized for the purpose of investing in parks owned by the state or municipal corporations, as defined in section 2 of the general munic-

ipal law; not for profit fire districts, fire commissions, fire companies, fire departments, volunteer rescue and ambulance squads; **veterans organizations;** and special act school districts, schools for the blind and deaf and other students with disabilities subject to article 85 of the education law, and private schools for students with disabilities authorized pursuant to chapter 853 of the laws of 1976.

Costs may include, but shall not be limited to engineering services, construction, project management, right-of-way acquisition, and work appurtenant and ancillary thereto. No funds from this appropriation may be used as a required match or be considered a local share to other state programs or to leverage state aid or grants including but not limited to the apportionment of aid under the education law. Notwithstanding any provision of law to the contrary, funds appropriated herein may, subject to the approval of the director of the budget, be (i) interchanged, (ii) transferred from this appropriation to any other appropriation of any state department, agency or public benefit corporation, or (iii) suballocated to any other state department, agency or public benefit corporation, to achieve this purpose.

Notwithstanding the foregoing, any limitations contained therein or any other inconsistent provision of law, funds from this appropriation shall also be available, including for payment of liabilities incurred or payments made prior to April 1, 2017, (i) for any purpose, individual, or entity authorized under the Lake Ontario-St. Lawrence Seaway flood relief and recovery grant program established pursuant to a chapter of the laws of 2017, subject to the approval of the director of the budget, and (ii) for payment of the costs of other storm recovery and mitigation projects, not to exceed 10,000,000 dollars in the aggregate to municipalities and special districts in (a) the counties of Chautauqua, Cattaraugus and Allegany for damages sustained as a result of a severe storm and flooding which occurred July 14 and 15, 2015, in an amount not less than 6,800,000 dollars or (b) the county of Monroe for damages resulting

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

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