

# STATE OF NEW YORK

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318

2019-2020 Regular Sessions

## IN SENATE

(Prefiled)

January 9, 2019

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Introduced by Sen. ORTT -- read twice and ordered printed, and when printed to be committed to the Committee on Cultural Affairs, Tourism, Parks and Recreation

AN ACT to amend the navigation law, in relation to the authorized reimbursement rate paid to governmental entities for local navigation enforcement expenditures

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

1 Section 1. Subdivision 3 of section 79-b of the navigation law, as  
2 amended by section 1 of part D of chapter 109 of the laws of 2010, is  
3 amended to read as follows:

4 3. The amount of state aid to be allocated to eligible governmental  
5 entities pursuant to this article shall be determined by the commission-  
6 er as hereinafter provided. The commissioner shall determine the  
7 percentage proportion which the authorized expenditures of each individ-  
8 ual entity, not exceeding four hundred thousand dollars for each county  
9 including municipalities therein, shall bear to the total authorized  
10 expenditures of all entities. Such percentage proportion shall then be  
11 applied against an amount equal to one-half of the total of the amount  
12 received by the state in each preceding program year in vessel registra-  
13 tion fees as provided in section twenty-two hundred fifty-one of the  
14 vehicle and traffic law, less no more than thirty percent, subject to  
15 appropriation, which may be used by the commissioner and the commission-  
16 er of motor vehicles for administrative costs of the program, including  
17 training and equipment, and by the department of environmental conserva-  
18 tion, the division of state police and other state agencies, subject to  
19 the approval of the commissioner, for the purposes of this article, plus  
20 the entire amount received pursuant to subdivision nine of section  
21 forty-four of this chapter. The amount thus determined shall constitute  
22 the maximum amount of state aid to which each such entity shall be enti-

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

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1 tled; provided, however, that [~~no entity shall receive~~] state aid shall  
2 be provided in an amount [~~in excess~~] of [~~fifty~~] seventy-five percent of  
3 its authorized expenditures as approved by the commissioner for such  
4 program year. The commissioner shall certify to the comptroller the  
5 amount thus determined for each eligible local governmental entity as  
6 the amount of state aid to be apportioned to such eligible local govern-  
7 mental entity. The allocation of state aid to any county, town or  
8 village within the Lake George park shall not be reduced because of the  
9 allocation of state aid to the Lake George park commission. Of the  
10 remaining funds received by the state for the registration of vessels as  
11 provided in section twenty-two hundred fifty-one of the vehicle and  
12 traffic law, no less than six percent shall be made available to the  
13 commissioner for the expenses of the office in providing navigation law  
14 enforcement training and administering the provisions of this section.  
15 § 2. This act shall take effect on the first of April next succeeding  
16 the date on which it shall have become a law.